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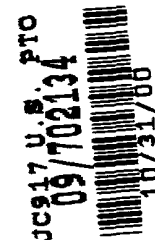
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October 31, 2000

**Box Patent Application**Commissioner for Patents  
Washington, D.C. 20231

Re: U.S. Non-Provisional Utility Patent Application  
 Application No.: To Be Assigned  
 Filed: Herewith  
 For: Plant Genome Sequence and Uses Thereof  
 Inventors: Andrey A BOUKHAROV *et al.*  
Atty. Docket: 04983.0201.00US00/38-21(51237)F



Sir:

The following documents are forwarded herewith for appropriate action by the U.S.  
 Patent and Trademark Office:

1. Utility Patent Application Transmittal (PTO/SB/05);
2. U.S. Utility Patent Application entitled:

**Plant Genome Sequence and Uses Thereof**

and naming as inventors:

**Andrey A. BOUKHAROV, Yongwei CAO, David K. KOVALIC, Jingdong LIU, James McININCH, and Wei WU**

the application consisting of:

- a. A specification containing:
  - (i) 110 pages of a description prior to the claims;
  - (ii) 1 page of claims (7 claims); and
  - (iii) a one (1) page abstract;
3. Three (3) CD-ROMs containing the sequence listing;
4. Two (2) CD-ROMs containing Table 1;
5. Statement Regarding Sequence Submission; and

6. Two (2) return postcards.

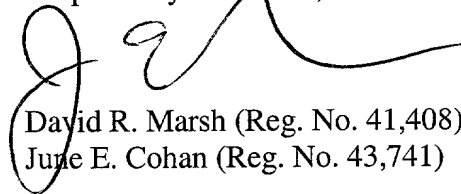
This application is being filed without an executed Declaration, and without payment of official fees.

Submitted herewith are a sequence listing on CD-ROM (two copies) and a sequence listing Computer Readable Form (CRF) on CD-ROM, in compliance with 37 C.F.R. §§ 1.52(e), 1.77, AND 1.823 (AS AMENDED IN 65 Fed. Reg. 54603). It is Applicants' understanding that the U.S. Patent and Trademark Office is currently accepting sequence listing submissions in the format prescribed by the amended Code of Federal Regulations, although the new rules do not become mandatory until November 7, 2000.

Five CD-ROMs accompany this transmittal letter: two copies of a sequence listing (Sequence Listing Copy 1 and Sequence Listing Copy 2), a sequence listing CRF, and two copies of Table 1 (Table Copy 1 and Table Copy 2). Sequence Listing Copy 1 and Sequence Listing Copy 2 are identical to each other and to the sequence listing CRF. All three sequence listing CD-ROMs each contain one file called "Pa\_00319.rpt" which is 329,481,825 bytes in size (measured in MS-DOS) and was created on October 27, 2000. Table Copy 1 and Table Copy 2 are identical to each other, and each CD-ROM contains one file called "Rice Table(51237)F.txt" which is 40,543,640 bytes in size (measured in MS-DOS) and was created on October 27, 2000. All CD-ROMs are IBM-PC machine format, and are MS-DOS and MS-Windows compatible.

It is respectfully requested that, of the two attached postcards, one be stamped with the filing date of these documents and returned to our courier, and the other, prepaid postcard, be stamped with the filing date and unofficial application number and returned as soon as possible.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)  
June E. Cohan (Reg. No. 43,741)

Enclosures

Please type a plus sign (+) inside this box → ☐

PTO/SB/05 (2/98)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No. 04983.0201.00US00/38-21(51237)F  
First Named Inventor or Application Identifier BOUKHAROV  
Title Plant Genome Sequence and Uses Thereof  
Express Mail Label No.

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☐ \*Fee Transmittal Form (Form PTO-1082)  
(Submit an original and a duplicate for fee processing)
2. ☒ Specification [Total Pages 112]  
(preferred arrangement set forth below)  
- Descriptive title of the Invention  
- Cross References to Related Applications  
- Statement Regarding Fed sponsored R&D  
- Reference to Microfiche Appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claims  
- Abstract of the Disclosure
3. ☐ Drawing(s) (35 USC 113) [Total Sheets ]
4. ☐ Oath or Declaration [Total Pages ]  
a. ☐ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]  
i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named  
in the prior application, see 37 CFR 1.63(d)(2) and  
1.33(b).
5. ☐ Incorporation By Reference (useable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy  
of the oath or declaration is supplied under Box 4b, is considered  
as being part of the disclosure of the accompanying application  
and is hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☒ Computer Readable Copy  
b. ☐ Paper Copy (identical to computer copy)  
c. ☒ Statement verifying identity of above  
copies

**ACCOMPANYING APPLICATION PARTS**

8. ☐ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503) (Two)  
(should be specifically itemized)
14. ☐ \*Small Entity Statement(s) ☐ Statement filed in prior application, Status still proper and desired
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☒ Other: 4 additional CD-ROMs: Sequence Listing Copy 1, Sequence Listing Copy 2, Table Copy 1, and Table Copy 2.

\*NOTE FOR ITEMS 1 & 14: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).

**17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: /  
Prior Application Information: Examiner: Group/Art Unit:

**18. CORRESPONDENCE ADDRESS**

☒ Customer Number or Bar Code Label 22930 or ☐ Correspondence address below  
(Insert Customer No. or Attach bar code label here)

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Signature			Date	October 31, 2000	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

## PLANT GENOME SEQUENCE AND USES THEREOF

### INCORPORATION OF SEQUENCE LISTING

Two copies of the sequence listing (Copy 1 and Copy 2) and a computer readable  
5 form of the sequence listing, all on CD-ROMs, each containing the file named  
Pa\_00319.rpt, which is 329,481,825 bytes and was created on October 27, 2000, are  
herein incorporated by reference.

### INCORPORATION OF TABLE 1

10 Two copies of Table 1 on CD-ROMs, each containing 40,543,640 bytes and all  
having the file name Rice Table (51237)F.txt all created on October 27, 2000, are herein  
incorporated by reference.

### FIELD OF THE INVENTION

15 The present invention is in the field of plant biochemistry and genetics. More  
specifically the invention relates to nucleic acid molecules from plant cells, in particular,  
genomic DNA sequences from *Oryza sativa* (rice) plants and nucleic acid molecules that  
contain markers, in particular, single nucleotide polymorphism (SNP) and repetitive  
element markers. In addition, the present invention provides nucleic acid molecules  
20 having regulatory elements or encoding proteins or fragments thereof. The invention also  
relates to proteins and fragments of proteins so encoded and antibodies capable of binding  
the proteins. The invention also relates to methods of using the nucleic acid molecules,  
markers, repetitive elements and fragments of repetitive elements, regulatory elements,  
proteins and fragments of proteins, and antibodies, for example for genome mapping,  
25 gene identification and analysis, plant breeding, preparation of constructs for use in plant  
gene expression, and transgenic plants.

## BACKGROUND OF THE INVENTION

### I. Rice

Rice is one of three cereals produced annually at worldwide levels of approximately half a billion tons and more than 90% of produced rice is for human consumption (Goff, S.A. *Curr. Opin. Plant Biol.* 2:86-89 (1999), the entirety of which is herein incorporated by reference). Rice, however, is not only a commercially important crop, it is also a model for other cereal crops. The identification in *Oryza sativa* (rice) of proteins, genetic and physical markers, biological agents such as plant promoters, open reading frames, plant gene intron regions, plant gene intron/exon junctions, and regulatory elements, *etc.*, is important in the development of nutritionally enhanced or agriculturally enhanced crops, in particular cereal crops. Such agents are useful in, for example, marker development, genetic mapping or linkage analysis, marker assisted breeding, physical genome mapping, transgenic crop production, crop monitoring diagnostics, antibody production and gene modification. Such agents can also have pharmaceutical or nutraceutical applications.

Rice can be used as a model for other cereal genomes because it has a genome size smaller than the other major cereals. The size of the rice genome is estimated at 420 to 450 megabase pairs. Sorghum, maize, barley and wheat have larger genomes (1000, 3000, 5000 and 16000 Mpb respectively). The smaller genome size of rice results in a higher gene density relative to the other cereals. Based on estimates of 30,000 genes in a cereal genome, rice will have on average one gene approximately every 15 Kbp. Similarly, maize and wheat have one gene approximately every 100 and 500 kpb, respectively. It has been reported that this higher gene density in rice makes it a target for cereal gene discovery efforts and genomic sequence analysis (Goff, S.A. *Curr. Opin. Plant Biol.* 2:86-89 (1999), the entirety of which is herein incorporated by reference). Although the genes in rice are present at a higher relative density than in other cereals, they are predicted to be arranged in a similar general order within the genome (Goff, S.A.

*Curr. Opin. Plant Biol.* 2:86-89 (1999)). Comparisons of the physical and genetic maps of cereal genomes have lead to reports that colinearity of gene order exists among the various cereal genomes studied.

In addition to the general conservation of gene order among the cereals, studies of a number of individual genes demonstrate that there is also considerable homology among various cereal gene families. This conservation of gene and protein sequence suggests that studies on the functions of genes or proteins from one cereal could lead to the elucidation of the functions of orthologous genes/proteins in other cereals. Non-coding regulatory regions of the genome may also retain similar function between the various cereals. For example, strong constitutive or tissue-specific promoters from one cereal are likely to retain function when introduced as a portion of a transgene in another species (Goff, S.A *Curr. Opin. Plant Biol.* 2:86-89 (1999)).

## **II. Gene Prediction and Sequence Comparisons**

Three types of information are used in predicting gene structures: "signals" in the sequence, such as splice sites; "content" statistics, such as codon bias; and similarity to known genes (Stormo, G., *Genome Research* 10: 394-397 (2000)).

One type of features to identify are the splice junctions, the donor and acceptor sites. It has been reported that the most common method for predicting them has been the "weight matrix." This is a matrix with a score for each possible base at every position within a "site." There are separate weight matrices for acceptor and donor sites, and the scores for each base depend on the frequencies of each base at each position in the known sites. It has been reported that it is more common to use a log-odds ratio between the frequency of each base in the collection of sites and the expected frequency of that base in the genome. This gives positive scores to the bases that are preferred in the sites and negative scores to bases that are discriminated against. More complicated site descriptors have also been tried. For example, one can use a "weight array matrix" that has a score for each dinucleotide and thereby takes into account the nonindependence of adjacent

positions in the sites. In addition, neural networks have been employed to detect splice sites. Neural networks are a pattern recognition technique that takes as input positive and negative examples (i.e., true splice sites and similar sites that are not functional splice sites) and discover the features that distinguish the two sets. The essential distinguishing features may include correlations in the positions of the sites.

Other signals can also be useful in predicting exons. The start and stop codons are used to predict the correct gene, and can enable the categorization of exons into four classes: single exon genes that begin with a start codon and end with a stop codon; initial exons that begin with a start codon and end with a donor site; terminal exons that begin with an acceptor site and end with a termination codon; and internal exons that begin with an acceptor site and end with a donor site. It has been reported that initial and terminal exons tend to be the most difficult to identify, both because the signals are less informative and because they are often much shorter than internal exons and therefore harder to identify by content measures.

Some programs also look for sites associated with promoters, such as TATA boxes, transcription factor (TF) binding sites, and CpG islands. Identifying promoters can sometimes add information that is useful for predicting genes. Poly(A) addition signals are also used sometimes to aid in identifying the proper carboxyl terminus of a gene.

Coding regions have statistical properties that can help to distinguish them from noncoding regions. In prokaryotes, simply the length of most coding ORFs is statistically significant. In eukaryotes, the lengths of typical exons are not especially significant, but they have other properties that are useful. For example, every species employs a bias in its choice of codons, such that synonymous codons are not used with the same frequency. So knowing the codon bias for a species can help to identify the genes from the DNA sequence. It has been reported that coding regions have asymmetries and periodicities that help to distinguish them from noncoding sequences. Other statistical tests have also been applied to the problem of distinguishing coding from noncoding sequences based on

their sequences.

Neural networks have also been used to distinguish coding from noncoding sequences. It has been reported that a network was trained to classify whether a particular nucleotide was coding or not based on the surrounding nucleotides, using regions of 100-400 bases. In the GRAIL method (Uberbacher, E.C., Y. Xu, and R.J. Mural. *Methods Enzymol.* 266: 259-281 (1996)), a region of sequence, typically ~100 bases, was first analyzed by various statistical tests of coding potential. The neural network was then trained, using both coding and noncoding sequences, to find combinations of those statistical tests that had a high accuracy of predicting exons.

### Similarity Measures

A region of genomic DNA that is significantly similar to a known sequence will usually have the same, or very similar, function. This can be used as both positive and negative evidence about the coding likelihood of the region. For example, if the region matches well to a known repetitive sequence it is unlikely to be protein coding. Some repetitive sequences contain coding regions, but sometimes one is interested in identifying other genes and would like to ignore the repetitive elements. Programs like RepeatMasker (Smit, A.F.A. and P. Green. 1999) use a database of known repetitive elements to locate their positions in the genomic DNA, which can then be ignored by the gene-finding program.

If a region of DNA is similar, after translation, to a known protein or protein family, that is evidence that the region codes for a protein, and provides information about its likely function. This information has been used to compare predicted genes with protein databases and provide added confidence for predictions with matches. But it is also possible to include database searches in the initial analysis and use the resulting matches to help guide the prediction process. One approach uses protein homology exclusively to identify probable coding regions in genomic DNA. EST and cDNA databases can be used similarly. When a region of genomic DNA matches a sequenced



cDNA that is evidence that it is transcribed and likely to be part of a coding region.. In general, similarities between genomic DNA and sequences that correspond to genes, whether from protein, cDNA, or EST databases, can provide evidence for the occurrence of protein coding regions.

5           Genome sequence information from rice allows comparisons of rice sequences with other rice sequences as well as with those of other flowering plant genome sequences, particularly other cereal plant species, and also with genome sequences and gene sequences from other organisms, including bacteria, humans, and yeast. Such information provides valuable insights into the translation of plant genetic information  
10 into a flowering plant and also reveals genetic differences involved in the differentiation of the plant kingdom. In addition, genome sequencing and mapping provides increased opportunities for identification and isolation of agents associated with plant traits, as well as insight into mechanisms of genome interactions.

          Rice sequences can be compared, for example, to sequences that encode  
15 promoters or proteins or other sequences. These homologies can be determined by similarity searches (Adams, *et al.*, *Science* 252:1651-1656 (1991), the entirety of which is herein incorporated by reference).

          A characteristic feature of a DNA sequence is that it can be compared with other DNA sequences. Sequence comparisons can be undertaken by determining the similarity  
20 of the test or query sequence with sequences in publicly available or propriety databases (“similarity analysis”) or by searching for certain motifs (“intrinsic sequence analysis”)(*e.g.*, cis elements)(Coulson, *Trends in Biotechnology*, 12:76-80 (1994), the entirety of which is herein incorporated by reference; Birren, *et al.*, *Genome Analysis*, 1:543-559 (1997), the entirety of which is herein incorporated by reference).

25           Similarity analysis includes database search and alignment. Examples of public databases include the DNA Database of Japan (DDBJ)(<http://www.ddbj.nig.ac.jp/>); Genebank (<http://www.ncbi.nlm.nih.gov/web/Genbank/Index.html>); and the European

Molecular Biology Laboratory Nucleic Acid Sequence Database (EMBL)

([http://www.ebi.ac.uk/ebi\\_docs/embl\\_db.html](http://www.ebi.ac.uk/ebi_docs/embl_db.html)). A number of different search algorithms

have been developed, one example of which are the suite of programs referred to as

BLAST programs. There are five implementations of BLAST, three designed for

5 nucleotide sequences queries (BLASTN, BLASTX, and TBLASTX) and two designed

for protein sequence queries (BLASTP and TBLASTN) (Coulson, *Trends in*

*Biotechnology*, 12:76-80 (1994); Birren, *et al.*, *Genome Analysis*, 1:543-559 (1997)).

BLASTN takes a nucleotide sequence (the query sequence) and its reverse

complement and searches them against a nucleotide sequence database. BLASTN was

10 designed for speed, not maximum sensitivity, and may not find distantly related coding

sequences. BLASTX takes a nucleotide sequence, translates it in three forward reading

frames and three reverse complement reading frames, and then compares the six

translations against a protein sequence database. BLASTX is useful for sensitive analysis

of preliminary (single-pass) sequence data and is tolerant of sequencing errors (Gish and

15 States, *Nature Genetics*, 3:266-272 (1993), the entirety of which is herein incorporated by

reference).

Given a coding nucleotide sequence and the protein it encodes, it is often

preferable to use the protein as the query sequence to search a database because of the

greatly increased sensitivity to detect more subtle relationships. This is due to the larger

20 alphabet of proteins (20 amino acids) compared with the alphabet of nucleic acid

sequences (4 bases), where it is far easier to obtain a match by chance. In addition, with

nucleotide alignments, only a match (positive score) or a mismatch (negative score) is

obtained, but with proteins, the presence of conservative amino acid substitutions can be

taken into account. Here, a mismatch may yield a positive score if the non-identical

25 residue has physical/chemical properties similar to the one it replaced. Various scoring

matrices are used to supply the substitution scores of all possible amino acid pairs. A

general purpose scoring system is the BLOSUM62 matrix (Henikoff and Henikoff,

*Proteins*, 17:49-61 (1993), the entirety of which is herein incorporated by reference), which is currently the default choice for BLAST programs. BLOSUM62 is tailored for alignments of moderately diverged sequences and thus may not yield the best results under all conditions. Altschul, *J. Mol. Biol.* 36:290-300 (1993), the entirety of which is herein incorporated by reference, uses a combination of three matrices to cover all contingencies. This may improve sensitivity, but at the expense of slower searches. In practice, a single BLOSUM62 matrix is often used but others (PAM40 and PAM250) may be attempted when additional analysis is necessary. Low PAM matrices are directed at detecting very strong but localized sequence similarities, whereas high PAM matrices are directed at detecting long but weak alignments between very distantly related sequences.

Homologues in other organisms are available that can be used for comparative sequence analysis. Multiple alignments are performed to study similarities and differences in a group of related sequences. CLUSTAL W is a multiple sequence alignment package available that performs progressive multiple sequence alignments based on the method of Feng and Doolittle, *J. Mol. Evol.* 25:351-360 (1987), the entirety of which is herein incorporated by reference. Each pair of sequences is aligned and the distance between each pair is calculated; from this distance matrix, a guide tree is calculated, and all of the sequences are progressively aligned based on this tree. A feature of the program is its sensitivity to the effect of gaps on the alignment; gap penalties are varied to encourage the insertion of gaps in probable loop regions instead of in the middle of structured regions. Users can specify gap penalties, choose between a number of scoring matrices, or supply their own scoring matrix for both the pairwise alignments and the multiple alignments. CLUSTAL W for UNIX and VMS systems is available at: ftp.ebi.ac.uk. Another program is MACAW (Schuler *et al.*, *Proteins, Struct. Func. Genet*, 9:180-190 (1991), the entirety of which is herein incorporated by reference, for which both Macintosh and Microsoft Windows versions are available. MACAW uses a

graphical interface, provides a choice of several alignment algorithms, and is available by anonymous ftp at: [ncbi.nlm.nih.gov \(directory/pub/macaw\)](http://ncbi.nlm.nih.gov/directory/pub/macaw).

Sequence motifs are derived from multiple alignments and can be used to examine individual sequences or an entire database for subtle patterns. With motifs, it is sometimes possible to detect distant relationships that may not be demonstrable based on comparisons of primary sequences alone. Currently, the largest collection of reported sequence motifs is PROSITE (Bairoch and Bucher, *Nucleic Acid Research*, 22:3583-3589 (1994), the entirety of which is herein incorporated by reference). PROSITE may be accessed via either the ExPASy server on the World Wide Web or anonymous ftp site. Many commercial sequence analysis packages also provide search programs that use PROSITE data.

A resource for searching protein motifs is the BLOCKS E-mail server developed by S. Henikoff, *Trends Biochem Sci.*, 18:267-268 (1993), the entirety of which is herein incorporated by reference; Henikoff and Henikoff, *Nucleic Acid Research*, 19:6565-6572 (1991), the entirety of which is herein incorporated by reference; Henikoff and Henikoff, *Proteins*, 17:49-61 (1993). BLOCKS searches a protein or nucleotide sequence against a database of protein motifs or "blocks." Blocks are defined as short, ungapped multiple alignments that represent highly conserved protein patterns. The blocks themselves are derived from entries in PROSITE as well as other sources. Either a protein or nucleotide query can be submitted to the BLOCKS server; if a nucleotide sequence is submitted, the sequence is translated in all six reading frames and motifs are sought in these conceptual translations. Once the search is completed, the server will return a ranked list of significant matches, along with an alignment of the query sequence to the matched BLOCKS entries.

Conserved protein domains can be represented by two-dimensional matrices, which measure either the frequency or probability of the occurrences of each amino acid residue and deletions or insertions in each position of the domain. This type of model,

when used to search against protein databases, is sensitive and usually yields more accurate results than simple motif searches. Two popular implementations of this approach are profile searches (such as GCG program ProfileSearch) and Hidden Markov Models (HMMs) (Krough, *et al.*, *J. Mol. Biol.* 235:1501-1531 (1994); Eddy, *Current Opinion in Structural Biology* 6:361-365 (1996), both of which are herein incorporated by reference in their entirety). In both cases, a large number of common protein domains have been converted into profiles, as present in the PROSITE library, or HHM models, as in the Pfam protein domain library (Sonnhammer, *et al.*, *Proteins* 28:405-420 (1997), the entirety of which is herein incorporated by reference). Pfam contains more than 500 HMM models for enzymes, transcription factors, signal transduction molecules, and structural proteins. Protein databases can be queried with these profiles or HMM models, which will identify proteins containing the domain of interest. For example, HMMSW or HMMFS, two programs in a public domain package called HMMER (Sonnhammer, *et al.*, *Proteins* 28:405-420 (1997)) can be used.

PROSITE and BLOCKS represent collected families of protein motifs. Thus, searching these databases entails submitting a single sequence to determine whether or not that sequence is similar to the members of an established family. Programs working in the opposite direction compare a collection of sequences with individual entries in the protein databases. An example of such a program is the Motif Search Tool, or MoST (Tatusov, *et al.*, *Proc. Natl. Acad. Sci.* 91:12091-12095 (1994), the entirety of which is herein incorporated by reference). On the basis of an aligned set of input sequences, a weight matrix is calculated by using one of four methods (selected by the user); a weight matrix is simply a representation, position by position in an alignment, of how likely a particular amino acid will appear. The calculated weight matrix is then used to search the databases. To increase sensitivity, newly found sequences are added to the original data set, the weight matrix is recalculated, and the search is performed again. This procedure continues until no new sequences are found.

### III. Contig Assembly

A characteristic feature of a large scale shotgun sequencing project is that the sequence data can be processed and assembled into contiguous sequences (contigs), which represent a reconstruction of the original genome sequence from the cloned fragments. Likewise, individual Bacterial Artificial Chromosome (BAC) clones within a BAC library can be shot gun sequenced and these data can be assembled into contigs. Programs are available in the public domain that can analyze the sequence output and assemble the sequences into larger sequence regions representing contiguous sequences of the target genome. Examples of such programs can be found at, for example, <http://genome.wustl.edu/gsc>, <http://www.sanger.ac.uk>, and <http://www.mbt.washington.edu>. An example of sequence reading program is Phred (<http://www.mbt.washington.edu>). Phred reads DNA sequencer trace data, calls bases, assigns quality values to the bases, and writes the base calls and quality values to output files.

The process of assembling DNA sequence fragments generally involves three phases; the overlap phase, the layout phase and the multi-alignment, or consensus, phase. In the overlap phase, each fragment is compared against every other fragment to determine if they share a common subsequence, an indication that they were potentially sampled from overlapping stretches of the original DNA strand. Pairs of fragments are compared in two ways; 1) with both fragments in the same relative orientation, and 2) with one of the fragments having been reverse complemented. In the layout phase, a series of alternate assemblies or layouts of the fragments based on the pairwise overlaps is generated. A layout specifies the relative locations and orientations of the fragments with respect to each other and is typically visualized as an arrangement of overlapping directed lines, one for each fragment. The general criterion for the layout phase is to produce plausible assemblies of maximum likelihood. In this manner, it can be determined if

there is more than one way to put the pieces together and if different solutions appear equally plausible. The multi-alignment, or consensus, phase uses more information than just the pairwise alignments in the layout. The sequences of all the fragments in a layout are simultaneously aligned, giving a final set of contigs representing regions of the target genome. An example of an assembly program is PHRAP, which can be found at <http://chimera.biotech.washington.edu/UWGC/tools/phrap.htm>.

#### IV. Gene Mapping and Marker Assisted Introgression of Plant Traits

Genome sequence information from rice provides markers that will assist in the development of improved plants. Marker assisted introgression of traits into plants have been reported. An initial step in that process is the localization of the trait by gene mapping. Gene mapping is the process of determining a gene's position relative to other genes and genetic markers through linkage analysis. The basic principle for linkage mapping is that the closer together two genes are on the chromosome, the more likely they are to be inherited together (Rothwell, *Understanding Genetics*. 4<sup>th</sup> Ed. Oxford University Press, New York, p. 703 (1988), the entirety of which is herein incorporated by reference). Briefly, a cross is made between two genetically compatible but divergent parents relative to traits under study. Genetic markers are then used to follow the segregation of traits under study in the progeny from the cross (often a backcross, F<sub>2</sub>, or recombinant inbred population).

Linkage analysis is based on the level at which markers and genes are co-inherited (Rothwell, *Understanding Genetics*. 4<sup>th</sup> Ed. Oxford University Press, New York, p. 703 (1988). Statistical tests like chi-square analysis can be used to test the randomness of segregation or linkage (Kochert, *The Rockefeller Foundation International Program on Rice Biotechnology*, University of Georgia Athens, GA, pp. 1-14 (1989), the entirety of which is herein incorporated by reference). In linkage mapping, the proportion of recombinant individuals out of the total mapping population provides the information for determining the genetic distance between the loci (Young, *Encyclopedia of Agricultural*

Science, Vol. 3, pp. 275-282 (1994), the entirety of which is herein incorporated by reference).

Classical mapping studies utilize easily observable, visible traits instead of molecular markers. These visible traits are also known as naked eye polymorphisms.

5 These traits can be morphological like plant height, fruit size, shape and color or physiological like disease response, photoperiod sensitivity or crop maturity. Visible traits are useful and are still in use because they represent actual phenotypes and are easy to score without any specialized lab equipment. By contrast, the other types of genetic markers are arbitrary loci for use in linkage mapping and often not associated to specific  
10 plant phenotypes (Young, *Encyclopedia of Agricultural Science*, Vol. 3, pp. 275-282 (1994). Many morphological markers cause such large effects on phenotype that they are undesirable in breeding programs. Many other visible traits have the disadvantage of being developmentally regulated (*i.e.*, expressed only certain stages; or at specific tissue and organs). Oftentimes, visible traits mask the effects of linked minor genes making it  
15 nearly impossible to identify desirable linkages for selection (Tanksley *et al.*, *Biotech.* 7:257-264 (1989), the entirety of which is herein incorporated by reference).

Although a number of important agronomic characters are controlled by loci having major effects on phenotype, many economically important traits, such as yield and some forms of disease resistance, are quantitative in nature. This type of phenotypic  
20 variation in a trait is typically characterized by continuous, normal distribution of phenotypic values in a particular population (polygenic traits) (Beckmann and Soller, *Oxford Surveys of Plant Molecular Biology*, Mifflen. (ed.), Vol. 3, Oxford University Press, UK., pp. 196-250 (1986), the entirety of which is herein incorporated by reference). Loci contributing to such genetic variation are often termed, minor genes, as opposed to  
25 major genes with large effects that follow a Mendelian pattern of inheritance. Polygenic traits are also predicted to follow a Mendelian type of inheritance, however the contribution of each locus is expressed as an increase or decrease in the final trait value.



The advent of DNA markers, such as restriction fragment length polymorphic markers (RFLPs), microsatellite markers, single nucleotide polymorphic markers (SNPs), and random amplified polymorphic markers (RAPDs), allow the resolution of complex, multigenic traits into their individual Mendelian components (Paterson *et al.*, *Nature* 335:721-726 (1988), the entirety of which is herein incorporated by reference). A number of applications of RFLPs and other markers have been suggested for plant breeding. Among the potential applications for RFLPs and other markers in plant breeding include: varietal identification (Soller and Beckmann, *Theor. Appl. Genet.* 67:25-33 (1983), the entirety of which is herein incorporated by reference; Tanksley *et al.*, *Biotech.* 7:257-264 (1989), QTL mapping (Edwards *et al.*, *Genetics* 116:113-115 (1987), the entirety of which is herein incorporated by reference); Nienhuis *et al.*, *Crop Sci.* 27:797-803 (1987); Osborn *et al.*, *Theor. Appl. Genet.* 73:350-356 (1987); Romero-Severson *et al.*, *Use of RFLPs In Analysis Of Quantitative Trait Loci In Maize*, In Helentjaris and Burr (eds.), pp. 97-102 (1989), the entirety of which is herein incorporated by reference; Young *et al.*, *Genetics* 120:579-585 (1988), the entirety of which is herein incorporated by reference; Martin *et al.*, *Science* 243:1725-1728 (1989), the entirety of which is herein incorporated by reference; Sarfatti *et al.*, *Theor. Appl. Genet.* 78:22-26 (1989), the entirety of which is herein incorporated by reference; Tanksley *et al.*, *Biotech.* 7:257-264 (1989); Barone *et al.*, *Mol. Gen. Genet.* 224:177-182 (1990), the entirety of which is herein incorporated by reference; Jung *et al.*, *Theor. Appl. Genet.* 79:663-672 (1990), the entirety of which is herein incorporated by reference; Keim *et al.*, *Genetics* 126:735-742 (1990), the entirety of which is herein incorporated by reference; Keim *et al.*, *Theor. Appl. Genet.* 79:465-369 (1990), the entirety of which is herein incorporated by reference; Paterson *et al.*, *Genetics* 124:735-742 (1990), the entirety of which is herein incorporated by reference; Martin *et al.*, *Proc. Natl. Acad. Sci. USA* 88:2336-2340 (1991), the entirety of which is herein incorporated by reference; Messeguer *et al.*, *Theor. Appl. Genet.* 82:529-536 (1991), the entirety of which is herein

incorporated by reference; Michelmore *et al.*, *Proc. Natl. Acad. Sci. USA* 88:9828-9832 (1991), the entirety of which is herein incorporated by reference; Ottaviano *et al.*, *Theor. Appl. Genet.* 81:713-719 (1991), the entirety of which is herein incorporated by reference; Yu *et al.*, *Theor. Appl. Genet.* 81:471-476 (1991), the entirety of which is herein  
5 incorporated by reference; Diers *et al.*, *Crop Sci.* 32:377-383 (1992), the entirety of which is herein incorporated by reference; Diers *et al.*, *Theor. Appl. Genet.* 83:608-612 (1992), the entirety of which is herein incorporated by reference; *J. Plant Nut.* 15:2127-2136 (1992), the entirety of which is herein incorporated by reference; Doebley *et al.*, *Proc. Natl. Acad. Sci. USA* 87:9888-9892 (1990), the entirety of which is herein incorporated  
10 by reference, screening genetic resource strains for useful quantitative trait alleles and introgression of these alleles into commercial varieties (Beckmann and Soller, *Theor. Appl. Genet.* 67:35-43 (1983), the entirety of which is herein incorporated by reference; marker-assisted selection (Tanksley *et al.*, *Biotech.* 7:257-264 (1989) and map-based cloning (Tanksley *et al.*, *Biotech.* 7:257-264 (1989). In addition, DNA markers can be  
15 used to obtain information about: (1) the number, effect, and chromosomal location of each gene affecting a trait; (2) effects of multiple copies of individual genes (gene dosage); (3) interaction between/among genes controlling a trait (epistasis); (4) whether individual genes affect more than one trait (pleiotropy); and (5) stability of gene function across environments (G x E interactions).

## SUMMARY OF THE INVENTION

The present invention provides a substantially purified nucleic acid molecule, the nucleic acid molecule capable of specifically hybridizing to a second nucleic acid molecule having a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either.

The present invention also provides a substantially purified nucleic acid molecule encoding a rice protein or fragment thereof, wherein the rice protein or fragment thereof

is encoded by a nucleic acid sequence selected from the group consisting of 52202 1  
through SEQ ID NO: 52202 or complements thereof or fragments of either.

The present invention also provides a substantially purified protein or fragment  
thereof encoded by a first nucleic acid molecule which specifically hybridizes to a second  
5 nucleic acid molecule, the second nucleic acid molecule having a nucleic acid sequence  
selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or  
complements thereof.

The present invention also provides a substantially purified protein or fragment  
thereof encoded by a nucleic acid sequence selected from the group consisting of SEQ ID  
10 NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either.

The present invention also provides a substantially purified antibody or fragment  
thereof, the antibody or fragment thereof capable of specifically binding to the protein or  
fragment thereof encoded by a first nucleic acid molecule which specifically hybridizes to  
a second nucleic acid molecule, the second nucleic acid molecule having a nucleic acid  
15 sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO:  
52202 or complements thereof or fragment of either.

The present invention also provides a transformed plant having a nucleic acid  
molecule which comprises: (A) an exogenous promoter region which functions in a plant  
cell to cause the production of an mRNA molecule; which is linked to (B) a structural  
20 nucleic acid molecule, wherein the structural nucleic acid molecule is selected from the  
group consisting of a protein or fragment thereof encoding sequence located within SEQ  
ID NO: 1 through SEQ ID NO: 52202 or complements thereof; which is linked to (C) a 3'  
non-translated sequence that functions in a plant cell to cause termination of transcription  
and addition of polyadenylated ribonucleotides to a 3' end of the mRNA molecule.

The present invention also provides a transformed plant having a nucleic acid  
molecule which comprises: (A) an exogenous promoter region which functions in a plant  
cell to cause the production of an mRNA molecule wherein the promoter nucleic acid

molecule is selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either; which is linked to (B) a structural nucleic acid molecule encoding a protein or fragment thereof; which is linked to (C) a 3' non-translated sequence that functions in a plant cell to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of the mRNA molecule.

The present invention also provides a transformed plant having a nucleic acid molecule which comprises: (A) an exogenous promoter region which functions in a plant cell to cause the production of an mRNA molecule; which is linked to (B) a transcribed nucleic acid molecule with a transcribed strand and a non-transcribed strand, wherein the transcribed strand is complementary to a nucleic acid molecule having a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof and the transcribed strand is complementary to an endogenous mRNA molecule; which is linked to (C) a 3' non-translated sequence that functions in plant cells to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of the mRNA molecule.

The present invention also provides a transformed plant having a nucleic acid molecule which comprises: (A) an exogenous promoter region which functions in a plant cell to cause the production of an mRNA molecule wherein the promoter nucleic acid molecule is selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof; which is linked to (B) a transcribed nucleic acid molecule with a transcribed strand and a non-transcribed strand, wherein the transcribed strand is complementary to an endogenous mRNA molecule; which is linked to (C) a 3' non-translated sequence that functions in plant cells to cause termination of transcription and addition of polyadenylated ribonucleotides to a 3' end of the mRNA molecule.

The present invention also provides a computer readable medium having recorded thereon one or more nucleic acid molecules encoding a rice protein or fragment thereof, wherein the rice protein or fragment thereof is encoded by a nucleic acid sequence

selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either.

The present invention also provides a method of introgressing a trait into a plant comprising using a nucleic acid marker for marker assisted selection of the plant, the  
5 nucleic acid marker complementary to a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof, and introgressing the trait into a plant.

The present invention also provides a method for screening for a trait comprising interrogating genomic DNA for the presence or absence of a marker molecule that is  
10 genetically linked to a nucleic acid sequence complementary to a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof; and detecting the presence or absence of the marker.

The present invention also provides a method for determining the likelihood of the presence or absence of a trait in a plant comprising the steps of: (A) obtaining  
15 genomic DNA from the plant; (B) detecting a marker nucleic acid molecule; wherein the marker nucleic acid molecule specifically hybridizes with a nucleic acid sequence that is genetically linked to a nucleic acid sequence complementary to a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof; (C) determining the level, presence or absence of the marker  
20 nucleic acid molecule, wherein the level, presence or absence of the marker nucleic acid molecule is indicative of the likely presence in the plant of the trait.

The present invention also provides a method for determining a genomic polymorphism in a plant that is predictive of a trait comprising the steps: (A) incubating a  
marker nucleic acid molecule, under conditions permitting nucleic acid hybridization, and  
25 a complementary nucleic acid molecule obtained from the plant, the marker nucleic acid molecule having a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either; (B)

permitting hybridization between the marker nucleic acid molecule and the complementary nucleic acid molecule obtained from the plant; and (C) detecting the presence of the polymorphism.

The present invention also provides a method of determining an association  
5 between a polymorphism and a plant trait comprising: (A) hybridizing a nucleic acid molecule specific for the polymorphism to genetic material of a plant, wherein the nucleic acid molecule comprises a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or fragments of either; and (B) calculating the degree of association between the polymorphism and the  
10 plant trait.

The present invention provides a method for isolating a nucleic acid molecule in a non-rice cereal comprising: (A) defining a genomic region of rice by reference to a marker molecule, wherein said marker molecule comprises a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or  
15 complement thereof or fragment of either; (B) identifying a syntenic genomic region of said non-rice cereal that corresponds to said defined genomic region of rice; and (C) isolating said syntenic genomic region of said non-rice cereal that corresponds to said defined genomic region of rice.

The present invention provides a method for isolating a nucleic acid molecule in a  
20 cereal comprising: (A) defining a genomic region of rice by reference to a marker molecule, wherein said marker molecule comprises a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complement thereof or fragment of either; (B) identifying a syntenic genomic region of said cereal that corresponds to said defined genomic region of rice; and (C) isolating said syntenic  
25 genomic region of said cereal that corresponds to said defined genomic region of rice.

The present invention provides a method for interrogating a genomic region of a non-rice cereal comprising interrogating genomic DNA for the presence or absence of

two marker molecules, wherein said two marker molecules comprise two nucleic acid sequences selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complement thereof or fragment of either, and detecting the presence or absence of said two marker molecules.

## DETAILED DESCRIPTION OF THE INVENTION

### Agents of the invention:

#### (a) Nucleic Acid Molecules

Agents of the present invention include nucleic acid molecules and more specifically BACs or nucleic acid fragment molecules thereof.

Agents of the present invention include plant nucleic acid molecules and more specifically include rice, more preferably *Oryza sativa* L (japonica type), and more preferably *Oryza sativa* L (japonica type), cv. Nipponbare. A subset of the nucleic acid molecules of the present invention includes nucleic acid molecules that are marker molecules. Another subset of the nucleic molecules of the present invention includes nucleic acid molecules that are promoters and/or regulatory elements. Another subset of the nucleic acid molecules of the present invention includes nucleic acid molecules that encode a gene or fragment thereof. Another subset of the nucleic acid molecules of the present invention encodes proteins or fragments of proteins. In a preferred embodiment the nucleic acid molecules of the present invention are derived from rice, more preferably *Oryza sativa* L (japonica type), and more preferably *Oryza sativa* L (japonica type), cv. Nipponbare.

Fragment nucleic acid molecules may encode significant portion(s) of, or indeed most of, these nucleic acid molecules. For example, a fragment nucleic acid molecule can encode a rice protein or fragment thereof. Alternatively, the fragments may comprise smaller oligonucleotides (having from about 15 to about 400 nucleotide residues, and more preferably, about 15 to about 30 nucleotide residues, or about 50 to about 100

nucleotide residues, or about 100 to about 200 nucleotide residues, or about 200 to about 400 nucleotide residues, or about 275 to about 350 nucleotide residues).

As used herein, an agent, be it a naturally occurring molecule or otherwise may be “substantially purified”, if desired, referring to a molecule separated from substantially all other molecules normally associated with it in its native state. More preferably a substantially purified molecule is the predominant species present in a preparation. A substantially purified molecule may be greater than 60% free, preferably 75% free, more preferably 90% free, and most preferably 95% free from the other molecules (exclusive of solvent) present in the natural mixture. The term "substantially purified" is not intended to encompass molecules present in their native state.

The agents of the present invention will preferably be “biologically active” with respect to either a structural attribute, such as the capacity of a nucleic acid to hybridize to another nucleic acid molecule, or the ability of a protein to be bound by an antibody (or to compete with another molecule for such binding). Alternatively, such an attribute may be catalytic, and thus involve the capacity of the agent to mediate a chemical reaction or response.

The agents of the present invention may also be recombinant. As used herein, the term recombinant means any agent (*e.g.*, DNA, peptide etc.), that is, or results, however indirect, from human manipulation of a nucleic acid molecule.

It is understood that the agents of the present invention may be labeled with reagents that facilitate detection of the agent (*e.g.*, fluorescent labels (Prober, *et al.*, *Science* 238:336-340 (1987); Albarella *et al.*, EP 144914, chemical labels (Sheldon *et al.*, U.S. Patent 4,582,789; Albarella *et al.*, U.S. Patent 4,563,417, modified bases (Miyoshi *et al.*, EP 119448, all of which are hereby incorporated by reference in their entirety).

It is further understood, that the present invention provides, for example, bacterial, viral, microbial, insect, fungal, algal and plant cells comprising an agent of the present invention.



Nucleic acid molecules or fragment nucleic acid molecules, or BACs or fragments thereof, of the present invention are capable of specifically hybridizing to other nucleic acid molecules under certain circumstances. As used herein, two nucleic acid molecules are said to be capable of specifically hybridizing to one another if the two molecules are capable of forming an anti-parallel, double-stranded nucleic acid structure. A nucleic acid molecule is said to be the "complement" of another nucleic acid molecule if they exhibit complete complementarity. As used herein, molecules are said to exhibit "complete complementarity" when every nucleotide of one of the molecules is complementary to a nucleotide of the other. Two molecules are said to be "minimally complementary" if they can hybridize to one another with sufficient stability to permit them to remain annealed to one another under at least conventional "low-stringency" conditions. Similarly, the molecules are said to be "complementary" if they can hybridize to one another with sufficient stability to permit them to remain annealed to one another under conventional "high-stringency" conditions. Conventional stringency conditions are described by Sambrook *et al.*, *Molecular Cloning*, A Laboratory Manual, 2nd Ed., Cold Spring Harbor Press, Cold Spring Harbor, New York (1989), and by Haymes *et al.*, *Nucleic Acid Hybridization, A Practical Approach*, IRL Press, Washington, DC (1985), the entirety of which is herein incorporated by reference. Departures from complete complementarity are therefore permissible, as long as such departures do not completely preclude the capacity of the molecules to form a double-stranded structure. Thus, in order for a nucleic acid molecule, fragment nucleic acid molecule, BAC nucleic acid molecule or fragment BAC nucleic acid molecule to serve as a primer or probe it need only be sufficiently complementary in sequence to be able to form a stable double-stranded structure under the particular solvent and salt concentrations employed.

Appropriate stringency conditions which promote DNA hybridization are, for example, 6.0 x sodium chloride/sodium citrate (SSC) at about 45°C, followed by a wash of 2.0 x SSC at 50°C, are known to those skilled in the art or can be found in *Current*

*Protocols in Molecular Biology*, John Wiley & Sons, N.Y. (1989), 6.3.1-6.3.6. For example, the salt concentration in the wash step can be selected from a low stringency of about 2.0 x SSC at 50°C to a high stringency of about 0.2 x SSC at 50°C. In addition, the temperature in the wash step can be increased from low stringency conditions at room temperature, about 22°C, to high stringency conditions at about 65°C. Both temperature and salt may be varied, or either the temperature or the salt concentration may be held constant while the other variable is changed.

In a preferred embodiment, a nucleic acid of the present invention will specifically hybridize to one or more of the nucleic acid molecules set forth in SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof under moderately stringent conditions, for example at about 2.0 x SSC and about 40°C.

In a particularly preferred embodiment, a nucleic acid of the present invention will specifically hybridize to one or more of the nucleic acid molecules set forth in SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof under high stringency conditions. In one aspect of the present invention, the nucleic acid molecules of the present invention have one or more of the nucleic acid sequences set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof. In another aspect of the present invention, one or more of the nucleic acid molecules of the present invention share between 100% and 90% sequence identity with one or more of the nucleic acid sequences set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof. In a further aspect of the present invention, one or more of the nucleic acid molecules of the present invention share between 100% and 95% sequence identity with one or more of the nucleic acid sequences set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof. In a more preferred aspect of the present invention, one or more of the nucleic acid molecules of the present invention share between 100% and 98% sequence identity with one or more of the nucleic acid sequences set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof. In an even more preferred

aspect of the present invention, one or more of the nucleic acid molecules of the present invention share between 100% and 99% sequence identity with one or more of the sequences set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof. In a further, even more preferred aspect of the present invention, one or more of the nucleic acid molecules of the present invention exhibit 100% sequence identity with one or more nucleic acid molecules present within the genomic library herein designated BAC#OJ (Monsanto Company, St. Louis, Missouri, United States of America).

#### (i) Nucleic Acid Molecule Markers

One aspect of the present invention concerns nucleic acid molecules SEQ ID NO:1 through SEQ ID NO: 52202 or complements thereof and other nucleic acid molecules of the present invention, that contain microsatellites, single nucleotide substitutions (SNPs), repetitive elements or parts of repetitive elements or other markers. Microsatellites typically include a 1-6 nucleotide core element that are tandemly repeated from one to many thousands of times. A different “allele” occurs at an SSR locus as a result of changes in the number of times a core element is repeated, altering the length of the repeat region, (Brown *et al.*, *Methods of Genome Analysis in Plants*, (ed.) Jauhar, CRC Press, Inc, Boca Raton, Florida, USA; London, England, UK, pp. 147-159, (1996), the entirety of which is herein incorporated by reference). SSR loci occur throughout plant genomes, and specific repeat motifs occur at different levels of abundance than those found in animals. The relative frequencies of all SSRs with repeat units of 1-6 nucleotides have been surveyed. The most abundant SSR is AAAAAT followed by A<sub>n</sub>, AG<sub>n</sub> AAT, AAC, AGC, AAG, AATT, AAAT and AC. On average, 1 SSR is found every 21 and 65 kb in dicots and monocots. Fewer CG nucleotides are found in dicots than in monocots. There is no correlation between abundance of SSRs and nuclear DNA content. The abundance of all tri and tetranucleotide SSR combination jointly have been reported to be equivalent to that of the total di-nucleotide combinations. Mono- di- and tetra-nucleotide repeats are all located in noncoding regions of DNA while 57% of those

trinucleotide SSRs containing CG were located within gene coding regions. All repeated trinucleotide SSRs composed entirely of AT are found in noncoding regions, (Brown *et al.*, *Methods of Genome Analysis in Plants*, ed. Jauhar, CRC Press, Inc, Boca Raton, Florida, USA; London, England, UK, pp. 147-159 (1996)).

5           Microsatellites can be observed in SEQ NO:1 to SEQ NO:52202 or complements thereof by using the BLASTN program to examine sequences for the presence/absence of microsatellites. In this system, raw sequence data is searched through databases, which store SSR markers collected from publications and 692 classes of di-, tri and tetranucleotide repeat markers generated by computer. Microsatellites can also be  
10       observed by screening the BAC library of the present invention by colony or plaque hybridization with a labeled probe containing microsatellite markers; isolating positive clones and sequencing the inserts of the positive clones; suitable primers flanking the microsatellite markers.

          Single nucleotide polymorphisms (SNPs) are single base changes in genomic  
15       DNA sequence. They generally occur at greater frequency than other markers and are spaced with a greater uniformity throughout a genome than other reported forms of polymorphism. The greater frequency and uniformity of SNPs means that there is greater probability that such a polymorphism will be found near or in a genetic locus of interest than would be the case for other polymorphisms. SNPs are located in protein-coding  
20       regions and noncoding regions of a genome. Some of these SNPs may result in defective or variant protein expression (*e.g.*, as a result of mutations or defective splicing). Analysis (genotyping) of characterized SNPs can require only a plus/minus assay rather than a lengthy measurement, permitting easier automation.

          SNPs can be characterized using any of a variety of methods. Such methods  
25       include the direct or indirect sequencing of the site, the use of restriction enzymes (Botstein *et al.*, *Am. J. Hum. Genet.* 32:314-331 (1980), the entirety of which is herein incorporated reference; Konieczny and Ausubel, *Plant J.* 4:403-410 (1993), the entirety

of which is herein incorporated by reference), enzymatic and chemical mismatch assays (Myers *et al.*, *Nature* 313:495-498 (1985), the entirety of which is herein incorporated by reference), allele-specific PCR (Newton *et al.*, *Nucl. Acids Res.* 17:2503-2516 (1989), the entirety of which is herein incorporated by reference; Wu *et al.*, *Proc. Natl. Acad. Sci. USA* 86:2757-2760 (1989), the entirety of which is herein incorporated by reference),  
5     ligase chain reaction (Barany, *Proc. Natl. Acad. Sci. USA* 88:189-193 (1991), the entirety of which is herein incorporated by reference), single-strand conformation polymorphism analysis (Labruno *et al.*, *Am. J. Hum. Genet.* 48: 1115-1120 (1991), the entirety of which is herein incorporated by reference), primer-directed nucleotide incorporation assays  
10    (Kuppuswami *et al.*, *Proc. Natl. Acad. Sci. USA* 88:1143-1147 (1991), the entirety of which is herein incorporated by reference), dideoxy fingerprinting (Sarkar *et al.*, *Genomics* 13:441-443 (1992), the entirety of which is herein incorporated by reference), solid-phase ELISA-based oligonucleotide ligation assays (Nikiforov *et al.*, *Nucl. Acids Res.* 22:4167-4175 (1994), the entirety of which is herein incorporated by reference),  
15    oligonucleotide fluorescence-quenching assays (Livak *et al.*, *PCR Methods Appl.* 4:357-362 (1995a), the entirety of which is herein incorporated by reference), 5'-nuclease allele-specific hybridization TaqMan™ assay (Livak *et al.*, *Nature Genet.* 9:341-342 (1995), the entirety of which is herein incorporated by reference), template-directed dye-terminator incorporation (TDI) assay (Chen and Kwok, *Nucl. Acids Res.* 25:347-353 (1997), the  
20    entirety of which is herein incorporated by reference), allele-specific molecular beacon assay (Tyagi *et al.*, *Nature Biotech.* 16: 49-53 (1998), the entirety of which is herein incorporated by reference), PinPoint assay ( Haff and Smirnov, *Genome Res.* 7: 378-388 (1997), the entirety of which is herein incorporated by reference), and dCAPS analysis (Neff *et al.*, *Plant J.* 14:387-392 (1998), the entirety of which is herein incorporated by  
25    reference).

SNPs can be observed by examining sequences of overlapping clones in the BAC library according to the method described by Taillon-Miller *et al.* *Genome Res.* 8:748-754

(1998), the entirety of which is herein incorporated by reference. SNPs can also be observed by screening the BAC library of the present invention by colony or plaque hybridization with a labeled probe containing SNP markers; isolating positive clones and sequencing the inserts of the positive clones; suitable primers flanking the SNP markers.

5 Genetic markers of the present invention include “dominant” or “codominant” markers. “Codominant markers” reveal the presence of two or more alleles (two per diploid individual) at a locus. “Dominant markers” reveal the presence of only a single allele per locus. The presence of the dominant marker phenotype (*e.g.*, a band of DNA) is an indication that one allele is present in either the homozygous or heterozygous  
10 condition. The absence of the dominant marker phenotype (*e.g.*, absence of a DNA band) is merely evidence that “some other” undefined allele is present. In the case of populations where individuals are predominantly homozygous and loci are predominately dimorphic, dominant and codominant markers can be equally valuable. As populations become more heterozygous and multi-allelic, codominant markers often become more  
15 informative of the genotype than dominant markers.

In addition to SSRs and SNPs, repetitive elements can be used as markers. For most eukaryotes, interspersed repeat sequence elements are typically mobile genetic elements (Wright *et al.*, *Genetics* 142:569-578 (1996), the entirety of which is herein incorporated by reference). They are ubiquitous in most living organisms and are present  
20 in copy numbers ranging from just a few elements to tens or hundreds or thousands per genome. In the latter case, they can represent a major fraction of the genome. For example, transposable elements have been estimated to make up greater than 50% of the maize genome (Kidwell, and Lisch *Proc. Natl. Acad. Sci. USA* 94:7704-7711 (1997), the entirety of which is herein incorporated by reference).

25 Transposable elements are classified in families according to their sequence similarity. Two major classes are distinguished by their differing modes of transposition. Class I elements are retroelements that use reverse transcriptase to transpose by means of

an RNA intermediate. They include long terminal repeat retrotransposons and long and short interspersed elements (LINEs and SINES, respectively). Class II elements transpose directly from DNA to DNA and include transposons such as the *Activator-Dissociation* (*Ac-Ds*) family in maize, the *P* element in *Drosophila* and the *Tc-1* element in *Caenorhabditis elegans*. Additionally, a category of transposable elements has been discovered whose transposition mechanism is not yet known. These miniature inverted-repeat transposable elements (*MITEs*) have some properties of both class I and II elements. They are short (100-400 bp in length) and none so far has been found to have any coding potential. They are present in high copy number (3,000-10,000) per genome and have target site preferences for TAA or TA in plants (Kidwell and Lisch, *Proc. Natl. Acad. Sci. USA* 94:7704-7711 (1997)).

Insertion elements are found in two areas of the genome. Some are located in regions distant from gene sequences such as in the heterochromatin or in regions between genes; other repeat elements are found in or near single copy sequences. The insertion of an *Ac-Ds* element into *wx-m9*, an allele of the *waxy* locus in maize is an example of a repetitive element found within a coding region. The effect of this insertion is attenuated by the loss through splicing of the transposable element after transcription (Kidwell and Lisch, *Proc. Natl. Acad. Sci. USA* 94:7704-7711 (1997)).

The genetic variability resulting from transposable elements ranges from changes in the size and arrangement of whole genomes to changes in single nucleotides. They may produce major effects on phenotypic traits or small silent changes detectable only at the DNA sequence level. Transposable elements may also produce variation when they excise, leaving small footprints of their previous presence (Kidwell and Lisch, *Proc. Natl. Acad. Sci. USA* 94:7704-7711 (1997)).

In addition, other markers such as AFLP markers, RFLP markers, RAPD markers, phenotypic markers or isozyme markers can be utilized (Walton, Seed World 22-29, July, 1993), the entirety of which is herein incorporated by reference; Burow and Blake,

*Molecular Dissection of Complex Traits*, 13-29, Eds. Paterson, CRC Press, New York (1988), the entirety of which is herein incorporated by reference). DNA markers can be developed from nucleic acid molecules using restriction endonucleases, the PCR and/or DNA sequence information. RFLP markers result from single base changes or

5 insertions/deletions. These codominant markers are highly abundant in plant genomes, have a medium level of polymorphism and are developed by a combination of restriction endonuclease digestion and Southern blotting hybridization. CAPS are similarly developed from restriction nuclease digestion but only of specific PCR products. These markers are also codominant, have a medium level of polymorphism and are highly

10 abundant in the genome. The CAPS result from single base changes and insertions/deletions. Another marker type, RAPDs, are developed from DNA amplification with random primers and result from single base changes and insertions/deletions in plant genomes. They are dominant markers with a medium level of polymorphisms and are highly abundant. AFLP markers require using the PCR on a

15 subset of restriction fragments from extended adapter primers. These markers are both dominant and codominant, are highly abundant in genomes and exhibit a medium level of polymorphism. SSRs require DNA sequence information. These codominant markers result from repeat length changes, are highly polymorphic, and do not exhibit as high a degree of abundance in the genome as CAPS, AFLPs and RAPDs. SNPs also require

20 DNA sequence information. These codominant markers result from single base substitutions. They are highly abundant and exhibit a medium of polymorphism (Rafalski *et al.*, In: *Nonmammalian Genomic Analysis*, ed. Birren and Lai, Academic Press, San Diego, CA, pp. 75-134 (1996), the entirety of which is herein incorporated by reference). Methods to isolate such markers are known in the art.

25 Long Terminal repeat retrotransposons and *MITEs* have been found to be associated with the genes of many plants where some of the transposable elements contribute regulatory sequences. *MITEs* such as the *Tourist* element in maize and the



Stowaway element in Sorghum are found frequently in the 5' and 3' noncoding regions of genes and are frequently associated with the regulatory regions of genes of diverse flowering plants (Kidwell and Lisch, *Proc. Natl. Acad. Sci. USA* 94:7704-7711 (1997)).

It is understood that one or more of the Long Terminal repeat retrotransposons and/or

MITES may be a marker, and even more preferably a marker for a gene.

## (ii) Nucleic Acid Molecules Comprising Regulatory Elements

Another class of agents of the present invention are nucleic acid molecules having promoter regions or partial promoter regions within SEQ ID NO: 1 through SEQ ID NO: 52202 or other nucleic acid molecules of the present invention. Such promoter regions

are typically found upstream of the trinucleotide ATG sequence at the start site of a protein coding region.

As used herein, a promoter region is a region of a nucleic acid molecule that is capable, when located in *cis* to a nucleic acid sequence that encodes for a protein or fragment thereof to function in a way that directs expression of one or more mRNA molecules that encodes for the protein or fragment thereof.

Promoters of the present invention can include between about 300 bp upstream and about 10 kb upstream of the trinucleotide ATG sequence at the start site of a protein coding region. Promoters of the present invention can preferably include between about 300 bp upstream and about 5 kb upstream of the trinucleotide ATG sequence at the start site of a protein coding region. Promoters of the present invention can more preferably include between about 300 bp upstream and about 2 kb upstream of the trinucleotide ATG sequence at the start site of a protein coding region. Promoters of the present invention can include between about 300 bp upstream and about 1 kb upstream of the trinucleotide ATG sequence at the start site of a protein coding region. While in many circumstances a 300 bp promoter may be sufficient for expression, additional sequences may act to further regulate expression, for example, in response to biochemical, developmental or environmental signals.

It is also preferred that the promoters of the present invention contain a CAAT and a TATA *cis* element. Moreover, the promoters of the present invention can contain one or more *cis* elements in addition to a CAAT and a TATA box.

By "regulatory element" it is intended a series of nucleotides that determines if, when, and at what level a particular gene is expressed. The regulatory DNA sequences specifically interact with regulatory or other proteins. Many regulatory elements act in *cis* ("*cis* elements") and are believed to affect DNA topology, producing local conformations that selectively allow or restrict access of RNA polymerase to the DNA template or that facilitate selective opening of the double helix at the site of transcriptional initiation. *Cis* elements occur within, but are not limited to promoters, and promoter modulating sequences (inducible elements). *Cis* elements can be identified using known *cis* elements as a target sequence or target motif in the BLAST programs of the present invention.

Promoters of the present invention include homologues of *cis* elements known to effect gene regulation that show homology with the nucleic acid molecules of the present invention. These *cis* elements include, but are not limited to, oxygen responsive *cis* elements (Cowen *et al.*, *J Biol. Chem.* 268(36):26904-26910 (1993) the entirety of which is herein incorporated by reference), light regulatory elements (Bruce and Quail, *Plant Cell* 2 (11):1081-1089 (1990) the entirety of which is herein incorporated by reference; Bruce *et al.*, *EMBO J.* 10:3015-3024 (1991), the entirety of which is herein incorporated by reference; Rocholl *et al.*, *Plant Sci.* 97:189-198 (1994), the entirety of which is herein incorporated by reference; Block *et al.*, *Proc. Natl. Acad. Sci. USA* 87:5387-5391 (1990), the entirety of which is herein incorporated by reference; Giuliano *et al.*, *Proc. Natl. Acad. Sci. USA* 85:7089-7093 (1988), the entirety of which is herein incorporated by reference; Staiger *et al.*, *Proc. Natl. Acad. Sci. USA* 86:6930-6934 (1989), the entirety of which is herein incorporated by reference; Izawa *et al.*, *Plant Cell* 6:1277-1287 (1994), the entirety of which is herein incorporated by reference; Menkens *et al.*, *Trends in Biochemistry* 20:506-510 (1995), the entirety of which is herein incorporated by

reference; Foster *et al.*, *FASEB J.* 8:192-200 (1994), the entirety of which is herein incorporated by reference; Plesse *et al.*, *Mol Gen Gene* 254:258-266 (1997), the entirety of which is herein incorporated by reference; Green *et al.*, *EMBO J.* 6:2543-2549 (1987), the entirety of which is herein incorporated by reference; Kuhlemeier *et al.*, *Ann. Rev*

5 *Plant Physiol.* 38:221-257 (1987), the entirety of which is herein incorporated by reference; Villain *et al.*, *J. Biol. Chem.* 271:32593-32598 (1996), the entirety of which is herein incorporated by reference; Lam *et al.*, *Plant Cell* 2:857-866 (1990), the entirety of which is herein incorporated by reference; Gilmartin *et al.*, *Plant Cell* 2:369-378 (1990), the entirety of which is herein incorporated by reference; Datta *et al.*, *Plant Cell* 1:1069-

10 1077 (1989) the entirety of which is herein incorporated by reference; Gilmartin *et al.*, *Plant Cell* 2:369-378 (1990), the entirety of which is herein incorporated by reference; Castresana *et al.*, *EMBO J.* 7:1929-1936 (1988), the entirety of which is herein incorporated by reference; Ueda *et al.*, *Plant Cell* 1:217-227 (1989), the entirety of which is herein incorporated by reference; Terzaghi *et al.*, *Annu. Rev. Plant Physiol. Plant Mol.*

15 *Biol.* 46:445-474 (1995), the entirety of which is herein incorporated by reference; Green *et al.*, *EMBO J.* 6:2543-2549 (1987), the entirety of which is herein incorporated by reference; Villain *et al.*, *J. Biol. Chem.* 271:32593-32598 (1996), the entirety of which is herein incorporated by reference; Tjaden *et al.*, *Plant Cell* 6:107-118 (1994), the entirety of which is herein incorporated by reference; Tjaden *et al.*, *Plant Physiol.* 108:1109-1117

20 (1995), the entirety of which is herein incorporated by reference; Ngai *et al.*, *Plant J.* 12:1021-1234 (1997), the entirety of which is herein incorporated by reference; Bruce *et al.*, *EMBO J.* 10:3015-3024 (1991), the entirety of which is herein incorporated by reference; Ngai *et al.*, *Plant J.* 12:1021-1034 (1997), the entirety of which is herein incorporated by reference), elements responsive to gibberellin, (Muller *et al.*, *J. Plant*

25 *Physiol.* 145:606-613 (1995), the entirety of which is herein incorporated by reference; Croissant *et al.*, *Plant Science* 116:27-35 (1996), the entirety of which is herein incorporated by reference; Lohmer *et al.*, *EMBO J.* 10:617-624 (1991), the entirety of

which is herein incorporated by reference; Rogers *et al.*, *Plant Cell* 4:1443-1451 (1992), the entirety of which is herein incorporated by reference; Lanahan *et al.*, *Plant Cell* 4:203-211 (1992) the entirety of which is herein incorporated by reference; Skriver *et al.*, *Proc. Natl. Acad. Sci. USA* 88:7266-7270 (1991) the entirety of which is herein

5 incorporated by reference; Gilmartin *et al.*, *Plant Cell* 2:369-378 (1990), the entirety of which is herein incorporated by reference; Huang *et al.*, *Plant Mol. Biol.* 14:655-668 (1990), the entirety of which is herein incorporated by reference, Gubler *et al.*, *Plant Cell* 7:1879-1891 (1995), the entirety of which is herein incorporated by reference), elements responsive to abscisic acid, (Busk *et al.*, *Plant Cell* 9:2261-2270 (1997), the entirety of which is herein incorporated by reference; Guiltinan *et al.*, *Science* 250:267-270 (1990), the entirety of which is herein incorporated by reference; Shen *et al.*, *Plant Cell* 7:295-307 (1995) the entirety of which is herein incorporated by reference; Shen *et al.*, *Plant Cell* 8:1107-1119 (1996), the entirety of which is herein incorporated by reference; Seo *et al.*, *Plant Mol. Biol.* 27:1119-1131 (1995), the entirety of which is herein incorporated by reference; Marcotte *et al.*, *Plant Cell* 1:969-976 (1989) the entirety of which is herein incorporated by reference; Shen *et al.*, *Plant Cell* 7:295-307 (1995), the entirety of which is herein incorporated by reference; Iwasaki *et al.*, *Mol Gen Genet* 247:391-398 (1995), the entirety of which is herein incorporated by reference; Hattori *et al.*, *Genes Dev.* 6:609-618 (1992), the entirety of which is herein incorporated by reference; Thomas *et al.*, *Plant Cell* 5:1401-1410 (1993), the entirety of which is herein incorporated by reference), elements similar to abscisic acid responsive elements, (Ellerstrom *et al.*, *Plant Mol. Biol.* 32:1019-1027 (1996), the entirety of which is herein incorporated by reference), auxin responsive elements (Liu *et al.*, *Plant Cell* 6:645-657 (1994) the entirety of which is herein incorporated by reference; Liu *et al.*, *Plant Physiol.* 115:397-407 (1997), the entirety of which is herein incorporated by reference; Kosugi *et al.*, *Plant J.* 7:877-886 (1995), the entirety of which is herein incorporated by reference; Kosugi *et al.*, *Plant Cell* 9:1607-1619 (1997), the entirety of which is herein incorporated by reference; Ballas *et*

*al.*, *J. Mol. Biol.* 233:580-596 (1993), the entirety of which is herein incorporated by  
reference), a *cis* element responsive to methyl jasmonate treatment (Beaudoin and  
Rothstein, *Plant Mol. Biol.* 33:835-846 (1997), the entirety of which is herein  
incorporated by reference), a *cis* element responsive to abscisic acid and stress response  
5 (Straub *et al.*, *Plant Mol. Biol.* 26:617-630 (1994), the entirety of which is herein  
incorporated by reference), ethylene responsive *cis* elements (Itzhaki *et al.*, *Proc. Natl.*  
*Acad. Sci. USA* 91:8925-8929 (1994), the entirety of which is herein incorporated by  
reference; Montgomery *et al.*, *Proc. Natl. Acad. Sci. USA* 90:5939-5943 (1993), the  
entirety of which is herein incorporated by reference; Sessa *et al.*, *Plant Mol. Biol.*  
10 28:145-153 (1995), the entirety of which is herein incorporated by reference; Shinshi *et*  
*al.*, *Plant Mol. Biol.* 27:923-932 (1995), the entirety of which is herein incorporated by  
reference), salicylic acid *cis* responsive elements, (Strange *et al.*, *Plant J.* 11:1315-1324  
(1997), the entirety of which is herein incorporated by reference; Qin *et al.*, *Plant Cell*  
6:863-874 (1994), the entirety of which is herein incorporated by reference), a *cis* element  
15 that responds to water stress and abscisic acid (Lam *et al.*, *J. Biol. Chem.* 266:17131-  
17135 (1991), the entirety of which is herein incorporated by reference; Thomas *et al.*,  
*Plant Cell* 5:1401-1410 (1993), the entirety of which is herein incorporated by reference;  
Pla *et al.*, *Plant Mol Biol* 21:259-266 (1993), the entirety of which is herein incorporated  
by reference), a *cis* element essential for M phase-specific expression (Ito *et al.*, *Plant*  
20 *Cell* 10:331-341 (1998), the entirety of which is herein incorporated by reference),  
sucrose responsive elements (Huang *et al.*, *Plant Mol. Biol.* 14:655-668 (1990), the  
entirety of which is herein incorporated by reference; Hwang *et al.*, *Plant Mol Biol*  
36:331-341 (1998), the entirety of which is herein incorporated by reference; Grierson *et*  
*al.*, *Plant J.* 5:815-826 (1994), the entirety of which is herein incorporated by reference),  
25 heat shock response elements (Pelham *et al.*, *Trends Genet.* 1:31-35 (1985), the entirety  
of which is herein incorporated by reference), elements responsive to auxin and/or  
salicylic acid and also reported for light regulation (Lam *et al.*, *Proc. Natl. Acad. Sci.*

USA 86:7890-7897 (1989), the entirety of which is herein incorporated by reference;  
 Benfey *et al.*, *Science* 250:959-966 (1990), the entirety of which is herein incorporated by  
 reference), elements responsive to ethylene and salicylic acid (Ohme-Takagi *et al.*, *Plant*  
*Mol. Biol.* 15:941-946 (1990), the entirety of which is herein incorporated by reference),  
 5 elements responsive to wounding and abiotic stress (Loake *et al.*, *Proc. Natl. Acad. Sci.*  
*USA* 89:9230-9234 (1992), the entirety of which is herein incorporated by reference;  
 Mhiri *et al.*, *Plant Mol. Biol.* 33:257-266 (1997), the entirety of which is herein  
 incorporated by reference), antioxidant response elements (Rushmore *et al.*, *J. Biol. Chem.*  
 266:11632-11639, the entirety of which is herein incorporated by reference; Dalton *et al.*,  
 10 *Nucleic Acids Res.* 22:5016-5023 (1994), the entirety of which is herein incorporated by  
 reference), Sph elements (Suzuki *et al.*, *Plant Cell* 9:799-807 1997), the entirety of which  
 is herein incorporated reference), Elicitor responsive elements, (Fukuda *et al.*, *Plant Mol.*  
*Biol.* 34:81-87 (1997), the entirety of which is herein incorporated by reference; Rushton  
*et al.*, *EMBO J.* 15:5690-5700 (1996), the entirety of which is herein incorporated by  
 15 reference), metal responsive elements (Stuart *et al.*, *Nature* 317:828-831 (1985), the  
 entirety of which is herein incorporated by reference; Westin *et al.*, *EMBO J.* 7:3763-  
 3770 (1988), the entirety of which is herein incorporated by reference; Thiele *et al.*,  
*Nucleic Acids Res.* 20:1183-1191 (1992), the entirety of which is herein incorporated by  
 reference; Faisst *et al.*, *Nucleic Acids Res.* 20:3-26 (1992), the entirety of which is herein  
 20 incorporated by reference), low temperature responsive elements, (Baker *et al.*, *Plant*  
*Mol. Biol.* 24:701-713 (1994), the entirety of which is herein incorporated by reference;  
 Jiang *et al.*, *Plant Mol. Biol.* 30:679-684 (1996), the entirety of which is herein  
 incorporated by reference; Nordin *et al.*, *Plant Mol. Biol.* 21:641-653 (1993), the entirety  
 of which is herein incorporated by reference; Zhou *et al.*, *J. Biol. Chem.* 267:23515-  
 25 23519 (1992), the entirety of which is herein incorporated by reference), drought  
 responsive elements, (Yamaguchi *et al.*, *Plant Cell* 6:251-264 (1994), the entirety of  
 which is herein incorporated by reference; Wang *et al.*, *Plant Mol. Biol.* 28:605-617

(1995), the entirety of which is herein incorporated by reference; Bray EA, *Trends in Plant Science* 2:48-54 (1997), the entirety of which is herein incorporated by reference) enhancer elements for glutenin, (Colot *et al.*, *EMBO J.* 6:3559-3564 (1987), the entirety of which is herein incorporated by reference; Thomas *et al.*, *Plant Cell* 2:1171-1180 (1990), the entirety of which is incorporated by reference; Kreis *et al.*, *Philos. Trans. R. Soc. Lond.*, B314:355-365 (1986), the entirety of which is herein incorporated by reference), light-independent regulatory elements, (Lagrange *et al.*, *Plant Cell* 9:1469-1479 (1997), the entirety of which is herein incorporated by reference; Villain *et al.*, *J. Biol. Chem.* 271:32593-32598 (1996), the entirety of which is herein incorporated by reference), OCS enhancer elements, (Bouchez *et al.*, *EMBO J.* 8:4197-4204 (1989), the entirety of which is herein incorporated by reference; Foley *et al.*, *Plant J.* 3:669-679 (1993), the entirety of which is herein incorporated by reference), ACGT elements, (Foster *et al.*, *FASEB J.* 8:192-200 (1994), the entirety of which is herein incorporated by reference; Izawa *et al.*, *Plant Cell* 6:1277-1287 (1994), the entirety of which is herein incorporated by reference; Izawa *et al.*, *J. Mol. Biol.* 230:1131-1144 (1993) the entirety of which is herein incorporated by reference), negative *cis* elements in plastid related genes, (Zhou *et al.*, *J. Biol. Chem.* 267:23515-23519 (1992), the entirety of which is herein incorporated by reference; Lagrange *et al.*, *Mol. Cell Biol.* 13:2614-2622 (1993), the entirety of which is herein incorporated by reference; Lagrange *et al.*, *Plant Cell* 9:1469-1479 (1997), the entirety of which is herein incorporated by reference; Zhou *et al.*, *J. Biol. Chem.* 267:23515-23519 (1992), the entirety of which is herein incorporated by reference), prolamin box elements, (Forde *et al.*, *Nucleic Acids Res.* 13:7327-7339 (1985), the entirety of which is herein incorporated by reference; Colot *et al.*, *EMBO J.* 6:3559-3564 (1987), the entirety of which is herein incorporated by reference; Thomas *et al.*, *Plant Cell* 2:1171-1180 (1990), the entirety of which is herein incorporated by reference; Thompson *et al.*, *Plant Mol. Biol.* 15:755-764 (1990), the entirety of which is herein incorporated by reference; Vicente *et al.*, *Proc. Natl. Acad. Sci. USA* 94:7685-7690

(1997), the entirety of which is herein incorporated by reference), elements in enhancers from the IgM heavy chain gene (Gillies *et al.*, *Cell* 33:717-728 (1983), the entirety of which is herein incorporated by reference; Whittier *et al.*, *Nucleic Acids Res.* 15:2515-2535 (1987), the entirety of which is herein incorporated by reference).

5                                   **(iii)    Nucleic Acid Molecules Comprising Genes or Fragments Thereof**

Nucleic acid molecules of the present invention can comprise one or more genes or fragments thereof. Such genes or fragments thereof include homologues of known genes or protein coding regions in other organisms or genes or fragments thereof that  
10    elicit only limited or no matches with known genes or protein coding regions.

Genomic sequences can be screened for the presence of protein homologues or genes utilizing one or a number of different search algorithms have that been developed, one example of which are the suite of programs referred to as BLAST programs. Other examples of suitable programs that can be utilized are known in the art, several of which  
15    are described above in the Background and under the section titled "Uses of the Agents of the Invention." In addition, unidentified reading frames may be screened for protein coding regions by prediction software such as GenScan, which is located at <http://gnomic.stanford.edu/GENSCANW.html>.

In a preferred embodiment of the present invention, the rice protein or fragment  
20    thereof of the present invention is a homologue of another plant protein. In another preferred embodiment of the present invention, the rice protein or fragment thereof is a homologue of a plant protein. In another preferred embodiment of the present invention, the rice protein or fragment thereof of the present invention is a homologue of a cereal protein. In another preferred embodiment of the present invention, the rice protein or  
25    fragment thereof of the present invention is a homologue of a fungal protein. In another preferred embodiment of the present invention, the rice protein or fragment thereof of the present invention is a homologue of a mammalian protein. In another preferred



embodiment of the present invention, the rice protein or fragment thereof of the present invention is a homologue of a bacterial protein. In another preferred embodiment of the present invention, the rice protein or fragment thereof of the present invention is a homologue of an algal protein.

5 In a preferred embodiment of the present invention, the rice protein or fragments thereof or nucleic acid molecule or fragment thereof has a BLAST score of more than 200, preferably a BLAST score of more than 300, even more preferably a BLAST score of more than 400 with its homologue.

10 In another preferred embodiment of the present invention, the nucleic acid molecule encoding the rice protein or fragment thereof and/or nucleic acid molecule or fragment thereof exhibits a % identity with its homologue of between about 25% and about 40%, more preferably of between about 40 and about 70%, even more preferably of between about 70% and about 90%, and even more preferably between about 90% and 99%. In another preferred embodiment, of the present invention, the nucleic acid  
15 molecule encoding the rice protein or fragment thereof exhibits a % identity with its homologue of 100%.

In a preferred embodiment of the present invention, the rice protein or fragment thereof or nucleic acid molecule or fragment thereof exhibits a % coverage of between about 0 % and about 33%, more preferably of between about 34% and about 66%, and  
20 even more preferably of between about 67% and about 100%.

Genomic sequences can be screened for the presence of proteins utilizing one or a number of different search algorithms have that been developed, one example of which are the suite of programs referred to as BLAST programs. Other examples of suitable programs that can be utilized are known in the art, several of which are described above  
25 in the Background. Nucleic acid molecules of the present invention also include non-rice homologues. Preferred non-rice homologues are selected from the group consisting of alfalfa, *Arabidopsis* barley, *Brassica*, broccoli, cabbage, citrus, cotton, garlic, oat, oilseed

rape, onion, canola, flax, an ornamental plant, maize, pea, peanut, pepper, potato, rye, sorghum, soybean, strawberry, sugarcane, sugarbeet, tomato, wheat, poplar, pine, fir, eucalyptus, apple, lettuce, lentils, grape, banana, tea, turf grasses, sunflower, oil palm, and *Phaseolus*.

5 In a preferred embodiment, nucleic acid molecules having SEQ ID NO: 1 through SEQ ID NO: 52202 or complements and fragments of either or other nucleic acid molecules of the present invention can be utilized to obtain such homologues.

The degeneracy of the genetic code, which allows different nucleic acid sequences to code for the same protein or peptide, is known in the literature. (U.S. Patent No.

10 4,757,006, the entirety of which is herein incorporated by reference). As used herein a nucleic acid molecule is degenerate of another nucleic acid molecule when the nucleic acid molecules encode for the same amino acid sequences but comprise different nucleotide sequences. An aspect of the present invention is that the nucleic acid molecules of the present invention include nucleic acid molecules that are degenerate of those set forth in SEQ ID NO: 1 through to SEQ ID NO: 52202 or complements thereof.

15 In a further aspect of the present invention, one or more of the nucleic acid molecules of the present invention differ in nucleic acid sequence from those encoding a rice protein or fragment thereof in SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof due to the degeneracy in the genetic code in that they encode the same protein but differ in nucleic acid sequence. In another further aspect of the present invention, one or more of the nucleic acid molecules of the present invention differ in nucleic acid sequence from those encoding a rice homologue or fragment thereof in SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof due to the fact that the different nucleic acid sequence encodes a protein having one or more conservative amino acid residues. In such amino acid sequences, one or more amino acids in the fundamental sequence are substituted with another amino acid(s), the charge and polarity of which are

similar to that of the native amino acid, *i.e.*, a conservative amino acid substitution, resulting in a silent change.

Substitutes for an amino acid within the fundamental polypeptide sequence can be selected from other members of the class to which the naturally occurring amino acid belongs. Amino acids can be divided into the following four groups: (1) acidic amino acids, (2) basic amino acids, (3) neutral polar amino acids, and (4) neutral nonpolar amino acids. Representative amino acids within these various groups include, but are not limited to, (1) acidic (negatively charged) amino acids such as aspartic acid and glutamic acid; (2) basic (positively charged) amino acids such as arginine, histidine, and lysine; (3) neutral polar amino acids such as glycine, serine, threonine, cysteine, cystine, tyrosine, asparagine, and glutamine; and (4) neutral nonpolar (hydrophobic) amino acids such as alanine, leucine, isoleucine, valine, proline, phenylalanine, tryptophan, and methionine.

Conservative amino acid changes within the fundamental polypeptides sequence can be made by substituting one amino acid within one of these groups with another amino acid within the same group.

It is also understood that certain amino acids may be substituted for other amino acids in a protein structure without appreciable loss of interactive binding capacity with structures such as, for example, antigen-binding regions of antibodies or binding sites on substrate molecules. Because it is the interactive capacity and nature of a protein that defines that protein's biological functional activity, certain amino acid sequence substitutions can be made in a protein sequence and, of course, its underlying DNA coding sequence and, nevertheless, obtain a protein with like properties.

In making such changes, the hydropathic index of amino acids may be considered. The importance of the hydropathic amino acid index in conferring interactive biological function on a protein is generally understood in the art (Kyte and Doolittle, *J. Mol. Biol.* 157, 105-132 (1982), herein incorporated by reference in its entirety). It is accepted that the relative hydropathic character of the amino acid contributes to the secondary structure

of the resultant protein, which in turn defines the interaction of the protein with other molecules, for example, enzymes, substrates, receptors, DNA, antibodies, antigens, and the like.

Each amino acid has been assigned a hydropathic index on the basis of its hydrophobicity and charge characteristics (Kyte and Doolittle, *J. Mol. Biol.* 157, 105-132 (1982); these are isoleucine (+4.5), valine (+4.2), leucine (+3.8), phenylalanine (+2.8), cysteine/cystine (+2.5), methionine (+1.9), alanine (+1.8), glycine (-0.4), threonine (-0.7), serine (-0.8), tryptophan (-0.9), tyrosine (-1.3), proline (-1.6), histidine (-3.2), glutamate (-3.5), glutamine (-3.5), aspartate (-3.5), asparagine (-3.5), lysine (-3.9), and arginine (-4.5).

It is known in the art that certain amino acid may be substituted by other amino acids having a similar hydropathic index or score and still result in a protein with similar biological activities, *i.e.*, still obtain a biologically functional equivalent protein. In making such changes, the substitution of amino acids whose hydropathic indices are within  $\pm 2$  is preferred, those which are within  $\pm 1$  are particularly preferred, and those within  $\pm 0.5$  are even more particularly preferred.

It is also understood in the art that the substitution of like amino acids can be made effectively on the basis of hydrophilicity. U.S. Patent 4,554,101, incorporated herein by reference in its entirety, states that the greatest local average hydrophilicity of a protein, as govern by the hydrophilicity of its adjacent amino acids, correlates with a biological property of the protein.

As detailed in U.S. Patent 4,554,101, the following hydrophilicity values have been assigned to amino acid residues: arginine (+3.0), lysine (+3.0), aspartate (+3.0 $\pm$ 1), glutamate (+3.0 $\pm$ 1), serine (+0.3), asparagine (+0.2), glutamine (+0.2), glycine (0), threonine (-0.4), proline (-0.5 $\pm$ 1), alanine (-0.5), histidine (-0.5), cysteine (-1.0), methionine (-1.3), valine (-1.5), leucine (-1.8), isoleucine (-1.8), tyrosine (-2.3), phenylalanine (-2.5), and tryptophan (-3.4).

It is known in the art that certain amino acid may be substituted by other amino acids having a similar hydrophilicity value and still result in a protein with similar biological activities, *i.e.*, still obtain a biologically functional equivalent protein. In making such changes, the substitution of amino acids whose hydrophilicity values are within  $\pm 2$  is preferred, those which are within  $\pm 1$  are particularly preferred, and those within  $\pm 0.5$  are even more particularly preferred.

**(iv) Nucleic Acid Molecules Comprising Introns and/or Intron/Exon Junctions**

Nucleic acid molecules of the present invention can comprise an intron and/or one or more intron/exon junction. Sequences of the present invention can be screened for introns and intron/exon junctions utilizing one or a number of different search algorithms that have that been developed, one example of which are the suite of programs referred to as BLAST programs. Other examples of suitable programs that can be utilized are known in the art, several of which are described above in the Background and in the section entitled "Uses of the Agents of the Present Invention."

**(b) Protein and Peptide Molecules**

A class of agents includes one or more of the protein or peptide molecules, including those encoded by nucleic acid molecules disclosed in Table 1, fragments thereof or complements thereof or one or more of the proteins encoded by a nucleic acid molecule or fragment thereof or peptide molecules encoded by other nucleic acid agents of the present invention. Protein and peptide molecules can be identified using known protein or peptide molecules as a target sequence or target motif in the BLAST programs of the present invention. In a preferred embodiment, the protein or peptide molecules of the present invention are derived from rice and more preferably *Oryza sativa* L (japonica type), more preferably *Oryza sativa* L (japonica type), *cv.* Nipponbare.

As used herein, the term "protein molecule" or "peptide molecule" includes any molecule that comprises five or more amino acids. It is well known in the art that

proteins or peptides may undergo modification, including post-translational modifications, such as, but not limited to, disulfide bond formation, glycosylation, phosphorylation, or oligomerization. Thus, as used herein, the term “protein molecule” or “peptide molecule” includes any protein molecule that is modified by any biological or non-biological process. The terms “amino acid” and “amino acids” refer to all naturally occurring L-amino acids. This definition is meant to include norleucine, ornithine, homocysteine, and homoserine.

One or more of the protein or fragments of peptide molecules may be produced via chemical synthesis, or more preferably, by expression in a suitable bacterial or eukaryotic host. Suitable methods for expression are described by Sambrook *et al.*, *Molecular Cloning, A Laboratory Manual, 2nd Edition*, Cold Spring Harbor Press, Cold Spring Harbor, New York (1989), or similar texts.

A “protein fragment” is a peptide or polypeptide molecule whose amino acid sequence comprises a subset of the amino acid sequence of that protein. A protein or fragment thereof that comprises one or more additional peptide regions not derived from that protein is a “fusion” protein. Such molecules may be derivatized to contain carbohydrate or other moieties (such as keyhole limpet hemocyanin, etc.). Fusion protein or peptide molecules of the present invention are preferably produced via recombinant means.

Another class of agents comprises protein or peptide molecules encoded by SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof or, fragments or fusions thereof in which conservative, non-essential, or not relevant, amino acid residues have been added, replaced, or deleted. An example of such a homologue is the homologue protein of all non-rice plant species, including but not limited to alfalfa, barley, *Brassica*, broccoli, cabbage, citrus, cotton, garlic, oat, oilseed rape, onion, canola, flax, an ornamental plant, pea, peanut, pepper, potato, maize, rye, sorghum, soybean, strawberry, sugarcane, sugarbeet, tomato, wheat, poplar, pine, fir, eucalyptus, apple, lettuce, peas,

lentils, grape, banana, wheat, tea, turf grasses, etc. Particularly preferred non-rice plants to utilize for the isolation of homologues would include alfalfa, barley, cotton, oat, oilseed rape, maize, canola, ornamentals, sugarcane, sugarbeet, tomato, potato, wheat, and turf grasses. Such a homologue can be obtained by any of a variety of methods.

5 Most preferably, as indicated above, one or more of the disclosed sequences (SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof) will be used to define a pair of primers that may be used to isolate the homologue-encoding nucleic acid molecules from any desired species. Such molecules can be expressed to yield homologues by recombinant means. A homologue can also be generated by molecular evolution or DNA  
10 shuffling techniques, so that the molecule retains at least one function or structure characteristic of the original protein (*see*, for example, U.S. Patent 5,811,238).

### (c) Antibodies

One aspect of the present invention concerns antibodies, single-chain antigen binding molecules, or other proteins that specifically bind to one or more of the protein or  
15 peptide molecules of the present invention and their homologues, fusions or fragments. Such antibodies may be used to quantitatively or qualitatively detect the protein or peptide molecules of the present invention. As used herein, an antibody or peptide is said to “specifically bind” to a protein or peptide molecule of the present invention if such binding is not competitively inhibited by the presence of non-related molecules. In a  
20 preferred embodiment the antibodies of the present invention bind to proteins derived from rice and more preferably bind to proteins or fragments thereof of rice. In a preferred embodiment the nucleic acid molecules of the present invention are derived from rice and more preferably *Oryza sativa* L (japonica type), more preferably *Oryza sativa* L (japonica type), *cv.* Nipponbare.

25 Nucleic acid molecules that encode all or part of the protein of the present invention can be expressed, via recombinant means, to yield protein or peptides that can in turn be used to elicit antibodies that are capable of binding the expressed protein or

peptide. Such antibodies may be used in immunoassays for that protein. Such protein-encoding molecules, or their fragments may be a "fusion" molecule (*i.e.*, a part of a larger nucleic acid molecule) such that, upon expression, a fusion protein is produced. It is understood that any of the nucleic acid molecules of the present invention may be expressed, via recombinant means, to yield proteins or peptides encoded by these nucleic acid molecules.

The antibodies that specifically bind proteins and protein fragments of the present invention may be polyclonal or monoclonal, and may comprise intact immunoglobulins, or antigen binding portions of immunoglobulins (such as (F(ab'), F(ab')<sub>2</sub> fragments), or single-chain immunoglobulins producible, for example, via recombinant means). It is understood that practitioners are familiar with the standard resource materials which describe specific conditions and procedures for the construction, manipulation and isolation of antibodies (see, for example, Harlow and Lane, *Antibodies: A Laboratory Manual*, Cold Spring Harbor Press, Cold Spring Harbor, New York (1988), the entirety of which is herein incorporated by reference).

Murine monoclonal antibodies are particularly preferred. BALB/c mice are preferred for this purpose, however, equivalent strains may also be used. The animals are preferably immunized with approximately 25 µg of purified protein (or fragment thereof) that has been emulsified in a suitable adjuvant (such as TiterMax adjuvant (Vaxcel, Norcross, GA)). Immunization is preferably conducted at two intramuscular sites, one intraperitoneal site, and one subcutaneous site at the base of the tail. An additional i.v. injection of approximately 25 µg of antigen is preferably given in normal saline three weeks later. After approximately 11 days following the second injection, the mice may be bled and the blood screened for the presence of anti-protein or peptide antibodies. Preferably, a direct binding Enzyme-Linked Immunoassay (ELISA) is employed for this purpose.



More preferably, the mouse having the highest antibody titer is given a third i.v. injection of approximately 25 µg of the same protein or fragment. The splenic leukocytes from this animal may be recovered 3 days later, and are then permitted to fuse, most preferably, using polyethylene glycol, with cells of a suitable myeloma cell line (such as, for example, the P3X63Ag8.653 myeloma cell line). Hybridoma cells are selected by culturing the cells under "HAT" (hypoxanthine-aminopterin-thymine) selection for about one week. The resulting clones may then be screened for their capacity to produce monoclonal antibodies ("mAbs"), preferably by direct ELISA.

In one embodiment, anti-protein or peptide monoclonal antibodies are isolated using a fusion of a protein, protein fragment, or peptide of the present invention, or conjugate of a protein, protein fragment, or peptide of the present invention, as immunogens. Thus, for example, a group of mice can be immunized using a fusion protein emulsified in Freund's complete adjuvant (*e.g.*, approximately 50 µg of antigen per immunization). At three week intervals, an identical amount of antigen is emulsified in Freund's incomplete adjuvant and used to immunize the animals. Ten days following the third immunization, serum samples are taken and evaluated for the presence of antibody. If antibody titers are too low, a fourth booster can be employed. Polysera capable of binding the protein or peptide can also be obtained using this method.

In a preferred procedure for obtaining monoclonal antibodies, the spleens of the above-described immunized mice are removed, disrupted, and immune splenocytes are isolated over a ficoll gradient. The isolated splenocytes are fused, using polyethylene glycol with BALB/c-derived HGPRT (hypoxanthine guanine phosphoribosyl transferase) deficient P3x63xAg8.653 plasmacytoma cells. The fused cells are plated into 96-well microtiter plates and screened for hybridoma fusion cells by their capacity to grow in culture medium supplemented with hypoxanthine, aminopterin and thymidine for approximately 2-3 weeks.

Hybridoma cells that arise from such incubation are preferably screened for their capacity to produce an immunoglobulin that binds to a protein of interest. An indirect ELISA may be used for this purpose. In brief, the supernatants of hybridomas are incubated in microtiter wells that contain immobilized protein. After washing, the titer of bound immunoglobulin can be determined using, for example, a goat anti-mouse antibody conjugated to horseradish peroxidase. After additional washing, the amount of immobilized enzyme is determined (for example through the use of a chromogenic substrate). Such screening is performed as quickly as possible after the identification of the hybridoma in order to ensure that a desired clone is not overgrown by non-secreting neighbors. Desirably, the fusion plates are screened several times since the rates of hybridoma growth vary. In a preferred sub-embodiment, a different antigenic form of immunogen may be used to screen the hybridoma. Thus, for example, the splenocytes may be immunized with one immunogen, but the resulting hybridomas can be screened using a different immunogen. It is understood that any of the protein or peptide molecules of the present invention may be used to raise antibodies.

As discussed below, such antibody molecules or their fragments may be used for diagnostic purposes. Where the antibodies are intended for diagnostic purposes, it may be desirable to derivatize them, for example with a ligand group (such as biotin) or a detectable marker group (such as a fluorescent group, a radioisotope or an enzyme).

The ability to produce antibodies that bind the protein or peptide molecules of the present invention permits the identification of mimetic compounds of those molecules. A “mimetic compound” is a compound that is not that compound, or a fragment of that compound, but which nonetheless exhibits an ability to specifically bind to antibodies directed against that compound.

It is understood that any of the agents of the present invention can be substantially purified and/or be biologically active and/or recombinant.

## Exemplary Uses of the Agents of the Invention

Nucleic acid molecules and fragments thereof of the present invention may be employed for genetic mapping studies using linkage analysis (genetic markers). A genetic linkage map shows the relative locations of specific DNA markers along a chromosome. Maps are used for the identification of genes associated with genetic diseases or phenotypic traits, comparative genomics, and as a guide for physical mapping. Through genetic mapping, a fine scale linkage map can be developed using DNA markers, and, then, a genomic DNA library of large-sized fragments can be screened with molecular markers linked to the desired trait. In a preferred embodiment of the present invention, the genomic library screened with the nucleic acid molecules of the present invention is a genomic library of rice.

Mapping marker locations is based on the observation that two markers located near each other on the same chromosome will tend to be passed together from parent to offspring. During gamete production, DNA strands occasionally break and rejoin in different places on the same chromosome or on the homologous chromosome. The closer the markers are to each other, the more tightly linked and the less likely a recombination event will fall between and separate them. Recombination frequency thus provides an estimate of the distance between two markers.

In segregating populations, target genes have been reported to have been placed within an interval of 5-10 cM with a high degree of certainty (Tanksley *et al.*, *Trends in Genetics* 11(2):63-68 (1995), the entirety of which is herein incorporated by reference). The markers defining this interval are used to screen a larger segregating population to identify individuals derived from one or more gametes containing a crossover in the given interval. Such individuals are useful in orienting other markers closer to the target gene. Once identified, these individuals can be analyzed in relation to all molecular markers within the region to identify those closest to the target.

Markers of the present invention can be employed to construct linkage maps and to locate genes with qualitative and quantitative effects. The genetic linkage of additional marker molecules can be established by a genetic mapping model such as, without limitation, the flanking marker model reported by Lander and Botstein, *Genetics*, 121:185-199 (1989), and the interval mapping, based on maximum likelihood methods described by Lander and Botstein, *Genetics*, 121:185-199 (1989), the entirety of which is herein incorporated by reference and implemented in the software package MAPMAKER/QTL (Lincoln and Lander, *Mapping Genes Controlling Quantitative Traits Using MAPMAKER/QTL*, Whitehead Institute for Biomedical Research, Massachusetts, (1990)). Additional software includes Qgene, Version 2.23 (1996), Department of Plant Breeding and Biometry, 266 Emerson Hall, Cornell University, Ithaca, NY, the manual of which is herein incorporated by reference in its entirety). Use of the Qgene software is a particularly preferred approach.

A maximum likelihood estimate (MLE) for the presence of a marker is calculated, together with an MLE assuming no QTL effect, to avoid false positives. A  $\log_{10}$  of an odds ratio (LOD) is then calculated as:  $\text{LOD} = \log_{10} (\text{MLE for the presence of a QTL} / \text{MLE given no linked QTL})$ .

The LOD score essentially indicates how much more likely the data are to have arisen assuming the presence of a QTL than in its absence. The LOD threshold value for avoiding a false positive with a given confidence, say 95%, depends on the number of markers and the length of the genome. Graphs indicating LOD thresholds are set forth in Lander and Botstein, *Genetics*, 121:185-199 (1989), the entirety of which is herein incorporated by reference and further described by Arús and Moreno-González, *Plant Breeding*, Hayward, Bosemark, Romagosa (eds.) Chapman & Hall, London, pp. 314-331 (1993).

Additional models can be used. Many modifications and alternative approaches to interval mapping have been reported, including the use of non-parametric methods

(Kruglyak and Lander, *Genetics*, 139:1421-1428 (1995), the entirety of which is herein incorporated by reference). Multiple regression methods or models can be also be used, in which the trait is regressed on a large number of markers (Jansen, *Biometrics in Plant Breed*, van Oijen, Jansen (eds.) Proceedings of the Ninth Meeting of the Eucarpia Section

5 Biometrics in Plant Breeding, The Netherlands, pp. 116-124 (1994); Weber and Wricke, *Advances in Plant Breeding*, Blackwell, Berlin, 16 (1994). Procedures combining interval mapping with regression analysis, whereby the phenotype is regressed onto a single putative QTL at a given marker interval, and at the same time onto a number of markers that serve as 'cofactors,' have been reported by Jansen and Stam, *Genetics*,

10 136:1447-1455 (1994) and Zeng, *Genetics*, 136:1457-1468 (1994). Generally, the use of cofactors reduces the bias and sampling error of the estimated QTL positions (Utz and Melchinger, *Biometrics in Plant Breeding*, van Oijen, Jansen (eds.) Proceedings of the Ninth Meeting of the Eucarpia Section Biometrics in Plant Breeding, The Netherlands, pp.195-204 (1994), thereby improving the precision and efficiency of QTL mapping

15 (Zeng, *Genetics*, 136:1457-1468 (1994). These models can be extended to multi-environment experiments to analysis genotype-environment interactions (Jansen *et al.*, *Theo. Appl. Genet.* 91:33-37 (1995).

Selection of an appropriate mapping population is important to map construction. The choice of appropriate mapping population depends on the type of marker systems

20 employed (Tanksley *et al.*, J.P. Gustafson and R. Appels (eds.), Plenum Press, New York, pp. 157-173 (1988), the entirety of which is herein incorporated by reference).

Consideration must be given to the source of parents (adapted vs. exotic) used in the mapping population. Chromosome pairing and recombination rates can be severely disturbed (suppressed) in wide crosses (adapted x exotic) and generally yield greatly

25 reduced linkage distances. Wide crosses will usually provide segregating populations with a relatively large array of polymorphisms when compared to progeny in a narrow cross (adapted x adapted).

An  $F_2$  population is the first generation of selfing after the hybrid seed is produced. Usually a single  $F_1$  plant is selfed to generate a population segregating for all the genes in Mendelian (1:2:1) fashion. Maximum genetic information is obtained from a completely classified  $F_2$  population using a codominant marker system (Mather, Measurement of Linkage in Heredity: Methuen and Co., (1938), the entirety of which is herein incorporated by reference). In the case of dominant markers, progeny tests (*e.g.*,  $F_3$ ,  $BCF_2$ ) are required to identify the heterozygotes, thus making it equivalent to a completely classified  $F_2$  population. However, this procedure is often prohibitive because of the cost and time involved in progeny testing. Progeny testing of  $F_2$  individuals is often used in map construction where phenotypes do not consistently reflect genotype (*e.g.*, disease resistance) or where trait expression is controlled by a QTL. Segregation data from progeny test populations (*e.g.*,  $F_3$  or  $BCF_2$ ) can be used in map construction. Marker-assisted selection can then be applied to cross progeny based on marker-trait map associations ( $F_2$ ,  $F_3$ ), where linkage groups have not been completely disassociated by recombination events (*i.e.*, maximum disequilibrium).

Recombinant inbred lines (RIL) (genetically related lines; usually  $>F_5$ , developed from continuously selfing  $F_2$  lines towards homozygosity) can be used as a mapping population. Information obtained from dominant markers can be maximized by using RIL because all loci are homozygous or nearly so. Under conditions of tight linkage (*i.e.*, about  $<10\%$  recombination), dominant and co-dominant markers evaluated in RIL populations provide more information per individual than either marker type in backcross populations (Reiter, *Proc. Natl. Acad. Sci. USA* 89:1477-1481 (1992)). However, as the distance between markers becomes larger (*i.e.*, loci become more independent), the information in RIL populations decreases dramatically when compared to codominant markers.

Backcross populations (*e.g.*, generated from a cross between a successful variety (recurrent parent) and another variety (donor parent) carrying a trait not present in the

former) can be utilized as a mapping population. A series of backcrosses to the recurrent parent can be made to recover most of its desirable traits. Thus a population is created consisting of individuals nearly like the recurrent parent but each individual carries varying amounts or mosaic of genomic regions from the donor parent. Backcross populations can be useful for mapping dominant markers if all loci in the recurrent parent are homozygous and the donor and recurrent parent have contrasting polymorphic marker alleles (Reiter *et al.*, *Proc. Natl. Acad. Sci. USA* 89:1477-1481 (1992)). Information obtained from backcross populations using either codominant or dominant markers is less than that obtained from F<sub>2</sub> populations because one, rather than two, recombinant gametes are sampled per plant. Backcross populations, however, are more informative (at low marker saturation) when compared to RILs as the distance between linked loci increases in RIL populations (*i.e.*, about 0.15% recombination). Increased recombination can be beneficial for resolution of tight linkages, but may be undesirable in the construction of maps with low marker saturation.

Near-isogenic lines (NIL)(created by many backcrosses to produce an array of individuals that are nearly identical in genetic composition except for the trait or genomic region under interrogation) can be used as a mapping population. In mapping with NILs, only a portion of the polymorphic loci are expected to map to a selected region.

Bulk segregant analysis (BSA) is a method developed for the rapid identification of linkage between markers and traits of interest (Michelmore *et al.*, *Proc. Natl. Acad. Sci. USA* 88:9828-9832 (1991)). In BSA, two bulked DNA samples are drawn from a segregating population originating from a single cross. These bulks contain individuals that are identical for a particular trait (resistant or susceptible to particular disease) or genomic region but arbitrary at unlinked regions (*i.e.*, heterozygous). Regions unlinked to the target region will not differ between the bulked samples of many individuals in BSA.

It is understood that one or more of the nucleic acid molecules of the present invention may in one embodiment be used as markers in genetic mapping. In a preferred embodiment, nucleic acid molecules of the present invention may in one embodiment be used as markers with rice.

5           The nucleic acid molecules of the present invention may be used for physical mapping. Physical mapping, in conjunction with linkage analysis, can enable the isolation of genes. Physical mapping has been reported to identify the markers closest in terms of genetic recombination to a gene target for cloning. Once a DNA marker is linked to a gene of interest, the chromosome walking technique can be used to find the  
10       genes via overlapping clones. For chromosome walking, random molecular markers or established molecular linkage maps are used to conduct a search to localize the gene adjacent to one or more markers. A chromosome walk (Bukanov and Berg, *Mo. Microbiol*, 11:509-523 (1994), the entirety of which is herein incorporated by reference; Birkenbihl and Vielmetter *Nucleic Acids Res.* 17:5057-5069 (1989), the entirety of which  
15       is herein incorporated by reference; Wenzel and Herrmann, *Nucleic Acids Res.* 16:8323-8336, (1988), the entirety of which is herein incorporated by reference) is then initiated from the closest linked marker. Starting from the selected clones, labeled probes specific for the ends of the insert DNA are synthesized and used as probes in hybridizations against a representative library. Clones hybridizing with one of the probes are picked and  
20       serve as templates for the synthesis of new probes; by subsequent analysis, contigs are produced.

          The degree of overlap of the hybridizing clones used to produce a contig can be determined by comparative restriction analysis. Comparative restriction analysis can be carried out in different ways all of which exploit the same principle; two clones of a  
25       library are very likely to overlap if they contain a limited number of restriction sites for one or more restriction endonucleases located at the same distance from each other. The most frequently used procedures are, fingerprinting (Coulson *et al.*, *Proc. Natl. Acad. Sci.*



USA 83:7821-7821, (1986), the entirety of which is herein incorporated by reference); Knott *et al.*, *Nucleic Acids Res.* 16:2601-2612 (1988), the entirety of which is herein incorporated by reference; Eiglmeier *et al.*, *Mol. Microbiol.* 7(2):197-206 (1993), the entirety of which is herein incorporated by reference, 1993), restriction fragment mapping (Smith and Birnstiel, *Nucleic Acids Res.* 3:2387-2398 (1976), the entirety of which is herein incorporated by reference, or the “landmarking” technique (Charlebois *et al.*, *J. Mol. Biol.* 222:509-524 (1991), the entirety of which is herein incorporated by reference).

To generate a physical map of a genome with BACs using the fingerprinting technique, a BAC library containing a number of clones equivalent to 4X-20X haploid genome can be used. (Zhang and Wing, *Plant Mol. Bio.* 35:115-127 (1997)). For example, BAC DNA can be purified with the conventional alkaline lysis procedure as used for plasmid DNA purification, digested with the restriction enzyme used for construction of the BAC libraries and end-labeled with <sup>32</sup>P-dATP, digested with Sau3AI and fractionated on a denaturing polyacrylamide gel. The gel is dried to chromatography paper and exposed to X-ray film. Fingerprints are scanned and then converted into database records, according to the positions of each band relative to the bands of the closest molecular-weight marker on a gel. The incoming database of fingerprints are first compared against each other to assemble contigs if overlapped, and then compared against all existing databases to place the incoming BACs and BAC contigs in established contigs if overlapped. The physical length of a contig in kb is estimated according to the number of restriction sites of the enzyme used for the first digestion prior to fragment end labeling.

Restriction analysis of a certain clone can be carried out, for example, according to a method originally described by Smith and Berstiel, *Nucleic Acids Res.* 3:2387-2398 (1976). First, the number and size of cloned restriction fragments to be mapped are determined by complete digestion and agarose gel electrophoresis. Then, the clone is linearized at a unique restriction site outside of the cloned DNA. Aliquots of the

linearized molecules are digested to different extents with the enzyme selected for mapping. These partially cut samples are separated on agarose gels, blotted, and hybridized to a labeled fragment of vector DNA. This probe is derived entirely from one side or the other of the unique site used to linearize the clone.

5           The results show a ladder of DNA fragments that have the same unique end. By repeating these analyses in pairs with all the neighboring intermediate DNA fragments, the correct order of restriction fragments as well as the orientation of the cloned insert can be deduced. The order of restriction fragments produced by restriction enzymes other than the cloning enzyme can be determined similarly. Fragment data from different  
10 enzymes are then combined by a computer program and compared with the alignments of other clones of the library (Kohara *et al.*, *Cell* 50:495-508 (1987), the entirety of which is herein incorporated by reference).

          The landmarking technique can be carried out without any labeling and relies on agarose gel analysis. Clones are first digested preferably with a 6 bp specific  
15 endonuclease A, if possible with the original clone enzyme. Clones are then digested with a second endonuclease B. Endonuclease B is chosen based on its ability to cut rarely in the genome, for example, on average only once in 30 kbp. Of the fragments generated by digestion of one clone with enzyme A, statistically only a small number (between zero and three fragments) will also be cut by enzyme B. The very specific pattern of those  
20 fragments which are produced by double digestion are easily recognized. Any of these fragments which have a restriction site for the rarely cutting endonuclease is called a “landmark” Generally one common landmark is sufficient for defining two overlapping clones.

          Alternatively to chromosome walking and the associated comparative restriction  
25 analyses methods, chromosome landing also has been reported to be used to locate a gene of interest (Tanksley *et al.*, *Trends in Genetics* 11(2):63-68 (1995), the entirety of which is herein incorporated by reference). For chromosome landing, a DNA marker is isolated

at a physical distance from the targeted gene. High resolution linkage analysis is used to identify such a marker that cosegregates with the gene. The marker is isolated at a distance that is less than the average insert size of the genomic library used for clone isolation. The DNA marker is then used to screen the library and isolate ( or “land” on) the clone containing the gene without chromosome walking. Genome coverage of a library can also be determined by cross-hybridization of individual large insert clones by screening a BAC library with single copy RFLP markers distributed randomly across the genome by hybridization. To assure accuracy of the physical map, the markers should be single-copy or of single-locus origin, if multiple-copy.

Chromosome landing of large-insert clones using chromosome-specific DNA markers such as STSs microsatellites, RFLPs, or other markers can correlate physical and genetic maps (Zwick *et al.*, *Genetics* 148:1983-1992 (1998), the entirety of which is herein incorporated by reference in its entirety). These strategies include chromosome landing of BACs containing markers or BAC contigs by BAC-FISH (Fluorescent *In Situ* Hybridization), a technique that involves tagging the DNA marker with an observable label. BAC clones giving positive hybridization signals are individually analyzed by FISH to metaphase chromosome spreads. The location of the labeled probe can be detected after it binds to its complementary DNA strand in an intact chromosome. The FISH of a BAC selected from a BAC contig will directly place the BAC contig to a specific chromosome region and establish a linkage relationships of the BAC contig to another BAC contig.

Markers have been used in physical mapping studies with BAC libraries made from plant genomes. Such mapping studies have been carried out in rice (Kim *et al.*, *Genomics* 34:213-218 (1996), the entirety of which is herein incorporated by reference; Hang, *Plant Mol. Biol.* 35:129-133 (1997), the entirety of which is herein incorporated by reference; Zhang and Wing., *Plant Mol. Bio.* 35:115-127 (1997), the entirety of which is herein incorporated by reference; Chen *et al.*, *Proc. Natl. Acad. Sci. USA* 94:3431-3435

(1997), the entirety of which is herein incorporated by reference; Wang *et al.*, *Plant J.* 7:525-533 (1995), the entirety of which is herein incorporated by reference) sorghum (Zwick *et al.*, *Genetics* 148:1983-1992 (1998), the entirety of which is herein incorporated by reference; Zhang, *et al.*, *Molecular Breeding* 2:11-24 (1996), the entirety of which is herein incorporated by reference) maize, (Chen, *et al.*, *Proc. Natl. Acad. Sci. USA* 94:3431-3435 (1997), and *Arabidopsis* (Kim, *et al.*, *Genomics* 34:213-218 (1996), the entirety of which is herein incorporated by reference).

Repetitive elements have been used in physical mapping in cereals (Ananiev, *et al.*, *Proc. Natl. Acad. Sci. USA* 95:13073-8 (1998), the entirety of which is herein incorporated by reference; McLean *et al.*, *Mol Gen Genet* 253:687-694 (1997), the entirety of which is herein incorporated by reference).

It is understood that the nucleic acid molecules of the present invention may in one embodiment be used in physical mapping. In a preferred embodiment, nucleic acid molecules of the present invention may in one embodiment be used in the physical mapping of rice.

Nucleic acid molecules of the present invention can be used in comparative mapping (physical and genetic) and to isolate molecules from other cereals based on the syntenic relationship between cereals. Comparative mapping within families provides a method to the degree of sequence conservation, gene order, ploidy of species, ancestral relationships and the rates at which individual genomes are evolving. Comparative mapping has been carried out by cross-hybridizing molecular markers across species within a given family.

In a preferred embodiment, the nucleic acid molecules of the present invention can be utilized to isolate corresponding syntenic regions in non-rice plants (Bennetzen and Freeling, *Trends in Genet.*, 9(8):259-261 (1993); Ahn *et al.*, *Mol. Gen. Genet.*, 241(5-6):483-490 (1993); Schwarzacher, *Cur. Opin. Genet. & Devel.*, 4(6): 868-874 (1994); Kurata *et al.*, *Bio/Technology*, 12:276-278 (1994); Kilian *et al.*, *Nucl. Acids Res.*,

23(14):2729-2733 (1995); Bennett, *Symp. Soc. Exp. Biol.*, 50:45-52 (1996); Hu *et al.*,  
*Genetics*, 142(3):1021-1031 (1996); Kilian, *Plant Mol. Biol.*, 35:187-195 (1997);  
 Bennetzen and Freeling, *Genome Res.*, 7(4):301-306 (1997); Foote *et al.*, *Genetics*,  
 147(2):801-807 (1997); Gallego *et al.*, *Genome*, 41(3):328-336 (1998)). Gale and Devos,  
 5 *Proc. Natl. Acad. Sci. USA* 95:1971-1974 (1998); Bennetzen *et al.*, *Proc. Natl. Acad. Sci.*  
*USA*, 95:1975-1978 (1998); Messing and Llaca, *Proc. Natl. Acad. Sci. USA* 95:2017-  
 2020 (1998); McCouch, *Proc. Natl. Acad. Sci. USA*, 95:1983-1985 (1998); Goff, *Curr.*  
*Opin. Plant Biol.* 2:85-89 (1999); Bailey *et al.*, *Theor. Appl. Genet.*, 98:281-284 (1999);  
 Zhang *et al.*, *Proc. Natl. Acad. Sci. USA*, 91:8675-8679 (1994); Yano and Sasaki, *Plant*  
 10 *Mol. Biol.*, 35:145-153 (1997); Leister *et al.*, *Proc. Natl. Acad. Sci. USA*, 95:370-375  
 (1998); Lin *et al.*, *Phytopathology* 86(11):1156-1159 (1996); Havukkala, *Curr. Opin.*  
*Genet. Dev.*, 96:711-713 (1996); and Lee, *The Society for Experimental Biology*, pp. 31-  
 38 (1996), all of which are herein incorporated by reference in their entirety. Synteny  
 between rice and barley has recently been reported in the genomic region carrying malting  
 15 quality Quantitative Trait Loci (QTL) (Kleinhofs *et al.*, *Genome* 41:373-380 (1998), the  
 entirety of which is herein incorporated by reference). Likewise, mapping of the liguleless  
 region of sorghum, a region containing a developmental control gene, was facilitated  
 using molecular markers from a syntenic region of the rice genome (Christou *et al.*,  
*Genetics* 148:1983-1992 (1998), the entirety of which is herein incorporated by  
 20 reference).

In a particularly preferred embodiment, the nucleic acid molecules of the present  
 invention that define a genomic region in rice plants associated with a desirable  
 phenotype are utilized to obtain corresponding syntenic regions in non-rice plants. A  
 region can be defined either physically or genetically. In an even more preferred  
 25 embodiment, the nucleic acid molecules of the present invention that define a genomic  
 region in rice plants associated with a desirable phenotype are utilized to obtain

corresponding syntenic regions in rice plants. A region can be defined either physically or genetically.

One or more of the nucleic acids molecules may be used to define a physical genomic region. For example, two nucleic acid molecules of the present invention can act to define a physical genomic region that lies between them. Moreover, for example, a physical genomic region may be defined by a distance relative to a nucleic acid molecule. In a preferred embodiment of the present invention, the defined physical genomic region is less than about 1,000 kb, more preferably less than about 500 kb, even more preferably less than about 100 kb or less than about 50 kb.

One or more of the nucleic acids molecules may be used to define a genomic region by its genetic distance from one or more nucleic acid molecules. In a preferred embodiment of the present invention, the genomic region is defined by its linkage to a nucleic acid molecule of the present invention. In such a preferred embodiment, the genomic region that is defined by one or more nucleic acid molecules of the present invention is located within about 50 centimorgans, more preferably within about 20 centimorgans, even more preferably with about 10, about 5 or about 2 centimorgans of the trait or marker at issue.

In another particularly preferred embodiment, two or more nucleic acid molecules of the present invention derived from rice plants that flank a genomic region of interest in rice plants are used to isolate the syntenic region in another cereal, more preferably maize, sorghum, barley, or wheat. Regions of interest in rice include, without limitation, those regions that are associated with a commercially desirable phenotype in rice. In another particularly preferred embodiment the desirable phenotype in rice is the result of a quantitative trait locus (QTL) present in the region.

One exemplary approach to isolate syntenic genomic regions is as follows. Nucleic acid molecules derived from rice of the present invention can be used to select large insert clones from a total genomic DNA library of a related species such as maize,

sorghum, barley, or wheat. Any appropriate method to screen the genomic library with a nucleic acid molecule of the present invention may be used to select the required clones (See, for example, Birren *et al.*, *Detecting Genes: A Laboratory Manual*, Cold Spring Harbor, New York, NY (1998). For example, direct hybridization of a nucleic acid

5 molecule of the present invention to mapping filters comprising the genomic DNA of the syntenic species can be used to select large insert clones from a total genomic DNA library of a related species. The selected clones can then be used to physically map the region in the target species. An advantage of this method for comparative mapping is that no mapping population or linkage map of the target species is needed and the clones may

10 also be used in other closely related species. By comparing the results obtained by genetic mapping in model plants, with those from other species, similarities of genomic structure among plants species can be established. Cross-hybridization of RFLP markers have been reported and conserved gene order has been established in many studies. Such macroscopic synteny is utilized for the estimation of correspondence of loci among these

15 crops. These loci include not only Mendelian genes but also Quantitative Trait Loci (QTL) (Mohan *et al.*, *Molecular Breeding* 3:87-103 (1997), the entirety of which is herein incorporated by reference). Other methods to isolate syntenic nucleic acid molecules may be used.

It is understood that markers of the present invention may be used in comparative

20 mapping. In a preferred embodiment the markers of present invention may be used in the comparative mapping of cereals, more preferably maize, barley, sorgham, and wheat.

It is understood that markers of the present invention may be used to isolate nucleic acid molecules from other cereals based on the syntenic relationship between such cereals. In a preferred embodiment the cereal is selected from the group of maize,

25 sorgham, barley, and wheat.

The nucleic acid molecules of the present invention can be used to identify polymorphisms. In one embodiment, one or more of the nucleic acid molecules or a BAC

nucleic acid molecule (or a sub-fragment of either) may be employed as a marker nucleic acid molecule to identify such polymorphism(s). Alternatively, such polymorphisms can be detected through the use of a marker nucleic acid molecule or a marker protein that is genetically linked to (*i.e.*, a polynucleotide that co-segregates with) such

5 polymorphism(s). In a preferred embodiment, the plant is selected from the group consisting of cereals, and more preferably rice, maize, barley, sorgham, and wheat.

In an alternative embodiment, such polymorphisms can be detected through the use of a marker nucleic acid molecule that is physically linked to such polymorphism(s). For this purpose, marker nucleic acid molecules comprising a nucleotide sequence of a  
10 polynucleotide located within 1 mb of the polymorphism(s), and more preferably within 100 kb of the polymorphism(s), and most preferably within 10 kb of the polymorphism(s) can be employed.

The genomes of animals and plants naturally undergo spontaneous mutation in the course of their continuing evolution (Gusella, *Ann. Rev. Biochem.* 55:831-854 (1986)). A  
15 “polymorphism” is a variation or difference in the sequence of the gene or its flanking regions that arises in some of the members of a species. The variant sequence and the “original” sequence co-exist in the species’ population. In some instances, such co-existence is in stable or quasi-stable equilibrium.

A polymorphism is thus said to be “allelic,” in that, due to the existence of the  
20 polymorphism, some members of a species may have the original sequence (*i.e.*, the original “allele”) whereas other members may have the variant sequence (*i.e.*, the variant “allele”). In the simplest case, only one variant sequence may exist, and the polymorphism is thus said to be di-allelic. In other cases, the species’ population may contain multiple alleles, and the polymorphism is termed tri-allelic, etc. A single gene  
25 may have multiple different unrelated polymorphisms. For example, it may have a di-allelic polymorphism at one site, and a multi-allelic polymorphism at another site.



The variation that defines the polymorphism may range from a single nucleotide variation to the insertion or deletion of extended regions within a gene. In some cases, the DNA sequence variations are in regions of the genome that are characterized by short tandem repeats (STRs) that include tandem di- or tri-nucleotide repeated motifs of

5 nucleotides. Polymorphisms characterized by such tandem repeats are referred to as "variable number tandem repeat" ("VNTR") polymorphisms. VNTRs have been used in identity analysis (Weber, U.S. Patent 5,075,217; Armour *et al.*, *FEBS Lett.* 307:113-115 (1992); Jones *et al.*, *Eur. J. Haematol.* 39:144-147 (1987); Horn *et al.*, PCT Application WO91/14003; Jeffreys, European Patent Application 370,719; Jeffreys, U.S. Patent

10 5,175,082; Jeffreys *et al.*, *Amer. J. Hum. Genet.* 39:11-24 (1986); Jeffreys *et al.*, *Nature* 316:76-79 (1985); Gray *et al.*, *Proc. R. Acad. Soc. Lond.* 243:241-253 (1991); Moore *et al.*, *Genomics* 10:654-660 (1991); Jeffreys *et al.*, *Anim. Genet.* 18:1-15 (1987); Hillel *et al.*, *Anim. Genet.* 20:145-155 (1989); Hillel *et al.*, *Genet.* 124:783-789 (1990), all of which are herein incorporated by reference in their entirety).

15 The detection of polymorphic sites in a sample of DNA may be facilitated through the use of nucleic acid amplification methods. Such methods specifically increase the concentration of polynucleotides that span the polymorphic site, or include that site and sequences located either distal or proximal to it. Such amplified molecules can be readily detected by gel electrophoresis or other means.

20 The most preferred method of achieving such amplification employs the polymerase chain reaction ("PCR") (Mullis *et al.*, *Cold Spring Harbor Symp. Quant. Biol.* 51:263-273 (1986); Erlich *et al.*, European Patent Appln. 50,424; European Patent Appln. 84,796, European Patent Application 258,017, European Patent Appln. 237,362; Mullis, European Patent Appln. 201,184; Mullis, *et al.*, U.S. Patent No. 4,683,202;

25 Erlich, U.S. Patent No. 4,582,788; and Saiki *et al.*, U.S. Patent No. 4,683,194, all of which are herein incorporated by reference), using primer pairs that are capable of

hybridizing to the proximal sequences that define a polymorphism in its double-stranded form.

In lieu of PCR, alternative methods, such as the "Ligase Chain Reaction" ("LCR") may be used (Barany, *Proc. Natl. Acad. Sci. USA* 88:189-193 (1991), the entirety of which is herein incorporated by reference. LCR uses two pairs of oligonucleotide probes to exponentially amplify a specific target. The sequences of each pair of oligonucleotides is selected to permit the pair to hybridize to abutting sequences of the same strand of the target. Such hybridization forms a substrate for a template-dependent ligase. As with PCR, the resulting products thus serve as a template in subsequent cycles and an exponential amplification of the desired sequence is obtained.

LCR can be performed with oligonucleotides having the proximal and distal sequences of the same strand of a polymorphic site. In one embodiment, either oligonucleotide will be designed to include the actual polymorphic site of the polymorphism. In such an embodiment, the reaction conditions are selected such that the oligonucleotides can be ligated together only if the target molecule either contains or lacks the specific nucleotide that is complementary to the polymorphic site present on the oligonucleotide. Alternatively, the oligonucleotides may be selected such that they do not include the polymorphic site (see, Segev, PCT Application WO 90/01069, the entirety of which is herein incorporated by reference).

The "Oligonucleotide Ligation Assay" ("OLA") may alternatively be employed (Landegren *et al.*, *Science* 241:1077-1080 (1988), the entirety of which is herein incorporated by reference). The OLA protocol uses two oligonucleotides which are designed to be capable of hybridizing to abutting sequences of a single strand of a target. OLA, like LCR, is particularly suited for the detection of point mutations. Unlike LCR, however, OLA results in "linear" rather than exponential amplification of the target sequence.

Nickerson *et al.* have described a nucleic acid detection assay that combines attributes of PCR and OLA (Nickerson *et al.*, *Proc. Natl. Acad. Sci. USA* 87:8923-8927 (1990), the entirety of which is herein incorporated by reference). In this method, PCR is used to achieve the exponential amplification of target DNA, which is then detected using OLA. In addition to requiring multiple, and separate, processing steps, one problem associated with such combinations is that they inherit all of the problems associated with PCR and OLA.

Schemes based on ligation of two (or more) oligonucleotides in the presence of nucleic acid having the sequence of the resulting "di-oligonucleotide", thereby amplifying the di-oligonucleotide, are also known (Wu *et al.*, *Genomics* 4:560 (1989), the entirety of which is herein incorporated by reference), and may be readily adapted to the purposes of the present invention.

Other known nucleic acid amplification procedures, such as allele-specific oligomers, branched DNA technology, transcription-based amplification systems, or isothermal amplification methods may also be used to amplify and analyze such polymorphisms (Malek *et al.*, U.S. Patent 5,130,238; Davey *et al.*, European Patent Application 329,822; Schuster *et al.*, U.S. Patent 5,169,766; Miller *et al.*, PCT Application WO 89/06700; Kwoh *et al.*, *Proc. Natl. Acad. Sci. USA* 86:1173-1177 (1989); Gingeras *et al.*, PCT Application WO 88/10315; Walker *et al.*, *Proc. Natl. Acad. Sci. USA* 89:392-396 (1992), all of which are herein incorporated by reference in their entirety).

The identification of a polymorphism can be determined in a variety of ways. By correlating the presence or absence of it in a plant with the presence or absence of a phenotype, it is possible to predict the phenotype of that plant. If a polymorphism creates or destroys a restriction endonuclease cleavage site, or if it results in the loss or insertion of DNA (*e.g.*, a VNTR polymorphism), it will alter the size or profile of the DNA fragments that are generated by digestion with that restriction endonuclease. As such,

individuals that possess a variant sequence can be distinguished from those having the original sequence by restriction fragment analysis. Polymorphisms that can be identified in this manner are termed "restriction fragment length polymorphisms" ("RFLPs").

RFLPs have been widely used in human and plant genetic analyses (Glassberg, UK Patent Application 2135774; Skolnick *et al.*, *Cytogen. Cell Genet.* 32:58-67 (1982); Botstein *et al.*, *Ann. J. Hum. Genet.* 32:314-331 (1980); Fischer *et al.* PCT Application WO90/13668; Uhlen, PCT Application WO90/11369).

Polymorphisms can also be identified by Single Strand Conformation Polymorphism (SSCP) analysis. The SSCP technique is a method capable of identifying most sequence variations in a single strand of DNA, typically between 150 and 250 nucleotides in length (Elles, *Methods in Molecular Medicine: Molecular Diagnosis of Genetic Diseases*, Humana Press (1996), the entirety of which is herein incorporated by reference); Orita *et al.*, *Genomics* 5:874-879 (1989), the entirety of which is herein incorporated by reference). Under denaturing conditions a single strand of DNA will adopt a conformation that is uniquely dependent on its sequence conformation. This conformation usually will be different, even if only a single base is changed. Most conformations have been reported to alter the physical configuration or size sufficiently to be detectable by electrophoresis. A number of protocols have been described for SSCP including, but not limited to Lee *et al.*, *Anal. Biochem.* 205:289-293 (1992), the entirety of which is herein incorporated by reference; Suzuki *et al.*, *Anal. Biochem.* 192:82-84 (1991), the entirety of which is herein incorporated by reference; Lo *et al.*, *Nucleic Acids Research* 20:1005-1009 (1992), the entirety of which is herein incorporated by reference; Sarkar *et al.*, *Genomics* 13:441-443 (1992), the entirety of which is herein incorporated by reference). It is understood that one or more of the nucleic acids of the present invention, may be utilized as markers or probes to detect polymorphisms by SSCP analysis.

Polymorphisms may also be found using a DNA fingerprinting technique called amplified fragment length polymorphism (AFLP), which is based on the selective PCR amplification of restriction fragments from a total digest of genomic DNA to profile that DNA. Vos *et al.*, *Nucleic Acids Res.* 23:4407-4414 (1995), the entirety of which is herein  
5 incorporated by reference. This method allows for the specific co-amplification of high numbers of restriction fragments, which can be visualized by PCR without knowledge of the nucleic acid sequence.

AFLP employs basically three steps. Initially, a sample of genomic DNA is cut with restriction enzymes and oligonucleotide adapters are ligated to the restriction  
10 fragments of the DNA. The restriction fragments are then amplified using PCR by using the adapter and restriction sequence as target sites for primer annealing. The selective amplification is achieved by the use of primers that extend into the restriction fragments, amplifying only those fragments in which the primer extensions match the nucleotide flanking the restriction sites. These amplified fragments are then visualized on a  
15 denaturing polyacrylamide gel.

AFLP analysis has been performed on *Salix* (Beismann *et al.*, *Mol. Ecol.* 6:989-993 (1997), the entirety of which is herein incorporated by reference); *Acinetobacter* (Janssen *et al.*, *Int. J. Syst. Bacteriol* 47:1179-1187 (1997), the entirety of which is herein incorporated by reference), *Aeromonas popoffi* (Huys *et al.*, *Int. J. Syst. Bacteriol.*  
20 47:1165-1171 (1997), the entirety of which is herein incorporated by reference), rice (McCouch *et al.*, *Plant Mol. Biol.* 35:89-99 (1997), the entirety of which is herein incorporated by reference); Nandi *et al.*, *Mol. Gen. Genet.* 255:1-8 (1997); Cho *et al.*, *Genome* 39:373-378 (1996), herein incorporated by reference), barley (*Hordeum vulgare*) (Simons *et al.*, *Genomics* 44:61-70 (1997), the entirety of which is herein incorporated by  
25 reference; Waugh *et al.*, *Mol. Gen. Genet.* 255:311-321 (1997), the entirety of which is herein incorporated by reference; Qi *et al.*, *Mol. Gen. Genet.* 254:330-336 (1997), the entirety of which is herein incorporated by reference; Becker *et al.*, *Mol. Gen. Genet.*

249:65-73 (1995), the entirety of which is herein incorporated by reference), potato (Van der Voort *et al.*, *Mol. Gen. Genet.* 255:438-447 (1997), the entirety of which is herein incorporated by reference; Meksem *et al.*, *Mol. Gen. Genet.* 249:74-81 (1995), the entirety of which is herein incorporated by reference), *Phytophthora infestans* (Van der Lee *et al.*, *Fungal Genet. Biol.* 21:278-291 (1997), the entirety of which is herein incorporated by reference), *Bacillus anthracis* (Keim *et al.*, *J. Bacteriol.* 179:818-824 (1997)), *Astragalus cremnophylax* (Travis *et al.*, *Mol. Ecol.* 5:735-745 (1996), the entirety of which is herein incorporated by reference), *Arabidopsis* (Cnops *et al.*, *Mol. Gen. Genet.* 253:32-41 (1996), the entirety of which is herein incorporated by reference), *Escherichia coli* (Lin *et al.*, *Nucleic Acids Res.* 24:3649-3650 (1996), the entirety of which is herein incorporated by reference), *Aeromonas* (Huys *et al.*, *Int. J. Syst. Bacteriol.* 46:572-580 (1996), the entirety of which is herein incorporated by reference), nematode (Folkertsma *et al.*, *Mol. Plant Microbe Interact.* 9:47-54 (1996), the entirety of which is herein incorporated by reference), tomato (Thomas *et al.*, *Plant J.* 8:785-794 (1995), the entirety of which is herein incorporated by reference), and human (Latorra *et al.*, *PCR Methods Appl.* 3:351-358 (1994) the entirety of which is herein incorporated by reference). AFLP analysis has also been used for fingerprinting mRNA (Money *et al.*, *Nucleic Acids Res.* 24:2616-2617 (1996), the entirety of which is herein incorporated by reference; Bachem, *et al.*, *Plant J.* 9:745-753 (1996), the entirety of which is herein incorporated by reference). It is understood that one or more of the nucleic acid molecules of the present invention, may be utilized as markers or probes to detect polymorphisms by AFLP analysis for fingerprinting mRNA.

Polymorphisms may also be found using random amplified polymorphic DNA (RAPD) (Williams *et al.*, *Nucl. Acids Res.* 18:6531-6535 (1990), the entirety of which is herein incorporated by reference) and cleavable amplified polymorphic sequences (CAPS) (Lyamichev *et al.*, *Science* 260:778-783 (1993), the entirety of which is herein incorporated by reference). It is understood that one or more of the nucleic acid

molecules of the present invention, may be utilized as markers or probes to detect polymorphisms by RAPD or CAPS analysis.

Nucleic acid molecules of the present invention can be used to monitor expression. A microarray-based method for high-throughput monitoring of plant gene expression may be utilized to measure gene-specific hybridization targets. This 'chip'-based approach involves using microarrays of nucleic acid molecules as gene-specific hybridization targets to quantitatively measure expression of the corresponding plant genes (Schena *et al.*, *Science* 270:467-470 (1995), the entirety of which is herein incorporated by reference; Shalon, Ph.D. Thesis. Stanford University (1996), the entirety of which is herein incorporated by reference). Every nucleotide in a large sequence can be queried at the same time. Hybridization can be used to efficiently analyze nucleotide sequences.

Several microarray methods have been described. One method compares the sequences to be analyzed by hybridization to a set of oligonucleotides or cDNA molecules representing all possible subsequences (Bains and Smith, *J. Theor. Biol.* 135:303 (1989), the entirety of which is herein incorporated by reference). A second method hybridizes the sample to an array of oligonucleotide or cDNA probes. An array consisting of oligonucleotides or cDNA molecules complementary to subsequences of a target sequence can be used to determine the identity of a target sequence, measure its amount, and detect differences between the target and a reference sequence. Nucleic acid molecule microarrays may also be screened with protein molecules or fragments thereof to determine nucleic acid molecules that specifically bind protein molecules or fragments thereof.

Additionally, microarrays of BACs may be prepared to sufficiently cover 3X of an entire genome. Such microarrays can be used in a variety of genomics experiments including gene mapping, DNA fingerprinting and promoter identification. Microarrays of genomic DNA can also be used for parallel analysis of genomes at single gene

resolution (Lemieux *et al.*, *Molecular Breeding* 277-289 (1988), the entirety of which is herein incorporated by reference). It is understood that one or more of the molecules of the present invention, preferably one or more of the nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a genomic microarray based method. In a preferred embodiment of the present invention, one or more of the rice nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a genomic microarray based method. For example, Genomic Mismatch Scanning (GMS), a hybridization-based method of linkage analysis that allows rapid identification of regions of identity-by-descent between two related individuals, can be carried out with microarrays. GMS is reported to have been used to identify genetically common chromosomal segments based on the ability of these DNA sequences to form extensive regions of mismatch-free heteroduplexes. A series of enzymatic steps, coupled with filter binding, is used to selectively remove heteroduplexes that contain mismatches (*i.e.*, chromosomal regions that do not share identity-by descent.). Fragments of chromosomal DNA representing inherited regions are hybridized to a microarray of ordered genomic clones and positive hybridization signals pinpoint regions of identity-by-descent at high resolution (Lemieux *et al.*, *Molecular Breeding* 277-289 (1988)).

It is understood that one or more of the molecules of the present invention, preferably one or more of the nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method to locate regions of identity-by-descent between related individuals. In a preferred embodiment of the present invention, one or more of the rice nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method to locate regions of identity-by-descent between related individuals. The GMS microarray approach can also be used as a tool to map mutigenic traits. For example, in yeast, the entire genomic sequence is known and it has been



reported that the genes responsible for growth at elevated temperature, a trait required for the pathogenicity of certain yeast strains, may be determined using GMS (Lemieux *et al.*, *Molecular Breeding* 277-289 (1988)). By analyzing the inheritance of large numbers of tetrads derived from crosses of pathogenic and wild type strains, all the genes responsible for a yeast strain's ability to grow at 42°C, for example, could be identified.

It is understood that one or more of the molecules of the present invention, preferably one or more of the nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method to map multigenic traits. In a preferred embodiment of the present invention, one or more of the rice nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method to map multigenic traits.

Plant repeat elements may be used with GMS microarraying to identify species specific chromosomes in another species background. For example, the maize genome contains moderately repetitive DNA sequences (ZLRS) representing about 2500 copies per haploid genome; these sequences are present in the genus *Zea* and absent in other graminaceous species. Ananiev *et al.*, *Proc. Natl. Acad. Sci. USA* 94:3526-3529 (1997), all of which is herein incorporated by reference in its entirety, have reported unusual plants with individual maize chromosomes added to a complete oat genome generated by embryo rescue from oat (*Avena sativa*) x *Zea mays* crosses. By using highly repetitive maize-specific sequences as probes, Ananiev *et al.*, *Proc. Natl. Acad. Sci. USA* 94:3526-3529 (1997) were able to selectively isolate cosmid clones containing maize genomic DNA.

It is understood that one or more of the molecules of the present invention, preferably one or more of the nucleic acid molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method using repeat elements to selectively isolate clones containing species specific DNA. In a preferred embodiment of the present invention, one or more of the rice nucleic acid

molecules or protein molecules or fragments thereof of the present invention may be utilized in a GMS microarray based method to selectively isolate clones containing species specific DNA. A particularly preferred microarray embodiment of the present invention is a microarray comprising nucleic acid molecules encoding genes that are  
5 homologues of known genes or nucleic acid molecules that comprise genes or fragments thereof that elicit only limited or no matches to known genes. A further preferred microarray embodiment of the present invention is a microarray comprising nucleic acid molecules encoding genes or fragments thereof that are homologues of known genes and nucleic acid molecules that comprise genes or fragments thereof that elicit only limited or  
10 no matches to known genes. A further preferred microarray embodiment of the present invention is a microarray comprising nucleic acid molecules encoding genes or fragments thereof that elicit only limited or no matches to known genes.

It is understood that one or more of the molecules of the present invention, preferably one or more of the nucleic acid molecules or protein molecules or fragments  
15 thereof of the present invention may be utilized in a microarray based method.

In a preferred embodiment of the present invention, one or more of the nucleic acid molecules or protein molecules or fragments thereof or other agents of the present invention may be utilized in a microarray based method.

Nucleic acid molecules of the present invention may be used in site directed  
20 mutagenesis. Site-directed mutagenesis may be utilized to modify nucleic acid sequences, particularly as it is a technique that allows one or more of the amino acids encoded by a nucleic acid molecule to be altered (*e.g.*, a threonine to be replaced by a methionine). Three basic methods for site-directed mutagenesis are often employed. These are cassette mutagenesis (Wells *et al.*, *Gene* 34:315-23 (1985), the entirety of  
25 which is herein incorporated by reference), primer extension (Gilliam *et al.*, *Gene* 12:129-137 (1980), the entirety of which is herein incorporated by reference; Zoller and Smith, *Methods Enzymol.* 100:468-500 (1983), the entirety of which is herein incorporated by

reference; and Dalbadie-McFarland *et al.*, *Proc. Natl. Acad. Sci. USA* 79:6409-6413 (1982), the entirety of which is herein incorporated by reference) and methods based upon PCR (Scharf *et al.*, *Science* 233:1076-1078 (1986), the entirety of which is herein incorporated by reference; Higuchi *et al.*, *Nucleic Acids Res.* 16:7351-7367 (1988), the entirety of which is herein incorporated by reference). Site-directed mutagenesis approaches are also described in European Patent 0 385 962, the entirety of which is herein incorporated by reference, European Patent 0 359 472, the entirety of which is herein incorporated by reference, and PCT Patent Application WO 93/07278, the entirety of which is herein incorporated by reference.

Site-directed mutagenesis strategies have been applied to plants for both *in vitro* as well as *in vivo* site-directed mutagenesis (Lanz *et al.*, *J. Biol. Chem.* 266:9971-6 (1991), the entirety of which is herein incorporated by reference; Kovgan and Zhdanov, *Biotekhnologiya* 5:148-154, No. 207160n, Chemical Abstracts 110:225 (1989), the entirety of which is herein incorporated by reference; Ge *et al.*, *Proc. Natl. Acad. Sci. USA* 86:4037-4041 (1989), the entirety of which is herein incorporated by reference, Zhu *et al.*, *J. Biol. Chem.* 271:18494-18498 (1996), Chu *et al.*, *Biochemistry* 33:6150-6157 (1994), the entirety of which is herein incorporated by reference, Small *et al.*, *EMBO J.* 11:1291-1296 (1992), the entirety of which is herein incorporated by reference, Cho *et al.*, *Mol. Biotechnol.* 8:13-16 (1997), Kita *et al.*, *J. Biol. Chem.* 271:26529-26535 (1996), the entirety of which is herein incorporated by reference, Jin *et al.*, *Mol. Microbiol.* 7:555-562 (1993), the entirety of which is herein incorporated by reference, Hatfield and Vierstra, *J. Biol. Chem.* 267:14799-14803 (1992), the entirety of which is herein incorporated by reference, Zhao *et al.*, *Biochemistry* 31:5093-5099 (1992), the entirety of which is herein incorporated by reference).

Any of the nucleic acid molecules of the present invention may either be modified by site-directed mutagenesis or used as, for example, nucleic acid molecules that are used to target other nucleic acid molecules for modification. It is understood that mutants with

more than one altered nucleotide can be constructed using techniques that practitioners skilled in the art are familiar with such as isolating restriction fragments and ligating such fragments into an expression vector (*see, for example, Sambrook et al., Molecular Cloning: A Laboratory Manual*, Cold Spring Harbor Press (1989)). In a preferred embodiment of the present invention, one or more of the rice nucleic acid molecules or fragments thereof of the present invention may be modified by site-directed mutagenesis.

Nucleic acid molecules of the present invention may be used in transformation. Exogenous genetic material may be transferred into a plant cell and the plant cell regenerated into a whole, fertile or sterile plant. Exogenous genetic material is any genetic material, whether naturally occurring or otherwise, from any source that is capable of being inserted into any organism. In a preferred embodiment of the present invention the exogenous genetic material can include rice genetic material. A particularly preferred embodiment is exogenous genetic material that comprises a nucleic acid molecule of the present invention. Such genetic material may be transferred into either monocotyledons and dicotyledons including but not limited to the plants, maize and *Arabidopsis thaliana* and rice (See specifically, Chistou, *Particle Bombardment for Genetic Engineering of Plants*, pp. 63-69 (maize), pp50-60 (rice), Biotechnology Intelligence Unit, Academic Press, San Diego, California (1996), the entirety of which is herein incorporated by reference and generally Chistou, *Particle Bombardment for Genetic Engineering of Plants*, Biotechnology Intelligence Unit, Academic Press, San Diego, California (1996), the entirety of which is herein incorporated by reference).

Transfer of a nucleic acid that encodes for a protein can result in overexpression of that protein in a transformed cell or transgenic plant. One or more of the proteins or fragments thereof encoded by nucleic acid molecules of the present invention may be overexpressed in a transformed cell or transformed plant. Such overexpression may be the result of transient or stable transfer of the exogenous material.

Exogenous genetic material may be transferred into a plant cell by the use of a DNA vector or construct designed for such a purpose. Preferred exogenous genetic material comprise a nucleic acid molecule of the present invention. Vectors have been engineered for transformation of large DNA inserts into plant genomes. Vectors have been designed to replicate in both *E. coli* and *A. tumefaciens* and have all of the features required for transferring large inserts of DNA into plant chromosomes (Choi and Wing, <http://genome.clemson.edu/protocols2-nj.html> July, 1998). ApBACwch system has been developed to achieve site-directed integration of DNA into the genome. A 150 kb cotton BAC DNA is reported to have been transferred into a specific *lox* site in tobacco by biolistic bombardment and *Cre-lox* site specific recombination.

A construct or vector may include a plant promoter to express the protein or protein fragment of choice. A number of promoters which are active in plant cells have been described in the literature. These include the nopaline synthase (NOS) promoter (Ebert *et al.*, *Proc. Natl. Acad. Sci. USA* 84:5745-5749 (1987), the entirety of which is herein incorporated by reference), the octopine synthase (OCS) promoter (which are carried on tumor-inducing plasmids of *Agrobacterium tumefaciens*), the caulimovirus promoters such as the cauliflower mosaic virus (CaMV) 19S promoter (Lawton *et al.*, *Plant Mol. Biol.* 9:315-324 (1987), the entirety of which is herein incorporated by reference) and the CaMV 35S promoter (Odell *et al.*, *Nature* 313:810-812 (1985), the entirety of which is herein incorporated by reference), the figwort mosaic virus 35S-promoter, the light-inducible promoter from the small subunit of ribulose-1,5-bisphosphate carboxylase (ssRUBISCO), the Adh promoter (Walker *et al.*, *Proc. Natl. Acad. Sci. USA* 84:6624-6628 (1987), the entirety of which is herein incorporated by reference), the sucrose synthase promoter (Yang *et al.*, *Proc. Natl. Acad. Sci. USA* 87:4144-4148 (1990), the entirety of which is herein incorporated by reference), the R gene complex promoter (Chandler *et al.*, *The Plant Cell* 1:1175-1183 (1989), the entirety of which is herein incorporated by reference), and the chlorophyll a/b binding protein gene promoter,

etc. These promoters have been used to create DNA constructs which have been expressed in plants; *see, e.g.*, PCT publication WO 84/02913, herein incorporated by reference in its entirety.

Promoters which are known or are found to cause transcription of DNA in plant cells can be used in the present invention. Such promoters may be obtained from a variety of sources such as plants and plant viruses. It is preferred that the particular promoter selected should be capable of causing sufficient expression to result in the production of an effective amount of protein to cause the desired phenotype. In addition to promoters which are known to cause transcription of DNA in plant cells, other promoters may be identified for use in the current invention by screening a plant cDNA library for genes which are selectively or preferably expressed in the target tissues or cells.

For the purpose of expression in source tissues of the plant, such as the leaf, seed, root or stem, it is preferred that the promoters utilized in the present invention have relatively high expression in these specific tissues. For this purpose, one may choose from a number of promoters for genes with tissue- or cell-specific or -enhanced expression. Examples of such promoters reported in the literature include the chloroplast glutamine synthetase GS2 promoter from pea (Edwards *et al.*, *Proc. Natl. Acad. Sci. USA* 87:3459-3463 (1990), herein incorporated by reference in its entirety), the chloroplast fructose-1,6-biphosphatase (FBPase) promoter from wheat (Lloyd *et al.*, *Mol. Gen. Genet.* 225:209-216 (1991), herein incorporated by reference in its entirety), the nuclear photosynthetic ST-LS1 promoter from potato (Stockhaus *et al.*, *EMBO J.* 8:2445-2451 (1989), herein incorporated by reference in its entirety), the phenylalanine ammonia-lyase (PAL) promoter and the chalcone synthase (CHS) promoter from *Arabidopsis thaliana*. Also reported to be active in photosynthetically active tissues are the ribulose-1,5-bisphosphate carboxylase (RbcS) promoter from eastern larch (*Larix laricina*), the promoter for the *cab* gene, *cab6*, from pine (Yamamoto *et al.*, *Plant Cell Physiol.* 35:773-

778 (1994), herein incorporated by reference in its entirety), the promoter for the Cab-1 gene from wheat (Fejes *et al.*, *Plant Mol. Biol.* 15:921-932 (1990), herein incorporated by reference in its entirety), the promoter for the CAB-1 gene from spinach (Lubberstedt *et al.*, *Plant Physiol.* 104:997-1006 (1994), herein incorporated by reference in its entirety),

5 the promoter for the cab1R gene from rice (Luan *et al.*, *Plant Cell.* 4:971-981 (1992), the entirety of which is herein incorporated by reference), the pyruvate, orthophosphate dikinase (PPDK) promoter from maize (Matsuoka *et al.*, *Proc. Natl. Acad. Sci. USA* 90:9586-9590 (1993), herein incorporated by reference in its entirety), the promoter for the tobacco Lhcb1\*2 gene (Cerdan *et al.*, *Plant Mol. Biol.* 33:245-255. (1997), herein

10 incorporated by reference in its entirety), the *Arabidopsis thaliana* SUC2 sucrose-H<sup>+</sup> symporter promoter (Truernit *et al.*, *Planta.* 196:564-570 (1995), herein incorporated by reference in its entirety), and the promoter for the thylacoid membrane proteins from spinach (psaD, psaF, psaE, PC, FNR, atpC, atpD, cab, rbcS). Other promoters for the chlorophyll a/b-binding proteins may also be utilized in the present invention, such as the

15 promoters for LhcB gene and PsbP gene from white mustard (*Sinapis alba*; Kretsch *et al.*, *Plant Mol. Biol.* 28:219-229 (1995), the entirety of which is herein incorporated by reference).

For the purpose of expression in sink tissues of the plant, such as the tuber of the potato plant, the fruit of tomato, or the seed of maize, wheat, rice, and barley, it is

20 preferred that the promoters utilized in the present invention have relatively high expression in these specific tissues. A number of promoters for genes with tuber-specific or -enhanced expression are known, including the class I patatin promoter (Bevan *et al.*, *EMBO J.* 8:1899-1906 (1986); Jefferson *et al.*, *Plant Mol. Biol.* 14:995-1006 (1990), both of which are herein incorporated by reference in its entirety), the promoter for the potato

25 tuber ADPGPP genes, both the large and small subunits, the sucrose synthase promoter (Salanoubat and Belliard, *Gene.* 60:47-56 (1987), Salanoubat and Belliard, *Gene.* 84:181-185 (1989), both of which are incorporated by reference in their entirety), the promoter

for the major tuber proteins including the 22 kd protein complexes and proteinase inhibitors (Hannapel, *Plant Physiol.* 101:703-704 (1993), herein incorporated by reference in its entirety), the promoter for the granule bound starch synthase gene (GBSS) (Visser *et al.*, *Plant Mol. Biol.* 17:691-699 (1991), herein incorporated by reference in its entirety), and other class I and II patatins promoters (Koster-Topfer *et al.*, *Mol. Gen. Genet.* 219:390-396 (1989); Mignery *et al.*, *Gene.* 62:27-44 (1988), both of which are herein incorporated by reference in their entirety).

Other promoters can also be used to express a fructose 1,6 bisphosphate aldolase gene in specific tissues, such as seeds or fruits. The promoter for  $\beta$ -conglycinin (Chen *et al.*, *Dev. Genet.* 10:112-122 (1989), herein incorporated by reference in its entirety) or other seed-specific promoters such as the napin and phaseolin promoters, can be used. The zeins are a group of storage proteins found in maize endosperm. Genomic clones for zein genes have been isolated (Pedersen *et al.*, *Cell* 29:1015-1026 (1982), herein incorporated by reference in its entirety), and the promoters from these clones, including the 15 kD, 16 kD, 19 kD, 22 kD, 27 kD, and gamma genes, could also be used. Other promoters known to function, for example, in maize, include the promoters for the following genes: *waxy*, *Brittle*, *Shrunken 2*, Branching enzymes I and II, starch synthases, debranching enzymes, oleosins, glutelins, and sucrose synthases. A particularly preferred promoter for maize endosperm expression is the promoter for the glutelin gene from rice, more particularly the Osgt-1 promoter (Zheng *et al.*, *Mol. Cell Biol.* 13:5829-5842 (1993), herein incorporated by reference in its entirety). Examples of promoters suitable for expression in wheat include those promoters for the ADPglucose pyrophosphorylase (ADPGPP) subunits, the granule bound and other starch synthases, the branching and debranching enzymes, the embryogenesis-abundant proteins, the gliadins, and the glutenins. Examples of such promoters in rice include those promoters for the ADPGPP subunits, the granule bound and other starch synthases, the branching enzymes, the debranching enzymes, sucrose synthases, and the glutelins. A particularly preferred



promoter is the promoter for rice glutelin, Osgt-1. Examples of such promoters for barley include those for the ADPGPP subunits, the granule bound and other starch synthases, the branching enzymes, the debranching enzymes, sucrose synthases, the hordeins, the embryo globulins, and the aleurone specific proteins.

5           Root specific promoters may also be used. An example of such a promoter is the promoter for the acid chitinase gene (Samac *et al.*, *Plant Mol. Biol.* 25:587-596 (1994), the entirety of which is herein incorporated by reference). Expression in root tissue could also be accomplished by utilizing the root specific subdomains of the CaMV35S promoter that have been identified (Lam *et al.*, *Proc. Natl. Acad. Sci. USA* 86:7890-7894  
10 (1989), herein incorporated by reference in its entirety). Other root cell specific promoters include those reported by Conkling *et al.* (Conkling *et al.*, *Plant Physiol.* 93:1203-1211 (1990), the entirety of which is herein incorporated by reference).

Additional promoters that may be utilized are described, for example, in U.S. Patent Nos. 5,378,619, 5,391,725, 5,428,147, 5,447,858, 5,608,144, 5,608,144,  
15 5,614,399, 5,633,441, 5,633,435, and 4,633,436, all of which are herein incorporated in their entirety. In addition, a tissue specific enhancer may be used (Fromm *et al.*, *The Plant Cell* 1:977-984 (1989), the entirety of which is herein incorporated by reference).

Constructs or vectors may also include, with the coding region of interest, a nucleic acid sequence that acts, in whole or in part, to terminate transcription of that  
20 region. For example, such sequences have been isolated including the Tr7 3' sequence and the nos 3' sequence (Ingelbrecht *et al.*, *The Plant Cell* 1:671-680 (1989), the entirety of which is herein incorporated by reference; Bevan *et al.*, *Nucleic Acids Res.* 11:369-385 (1983), the entirety of which is herein incorporated by reference), or the like.

A vector or construct may also include regulatory elements. Examples of such  
25 include the Adh intron 1 (Callis *et al.*, *Genes and Develop.* 1:1183-1200 (1987), the entirety of which is herein incorporated by reference), the sucrose synthase intron (Vasil *et al.*, *Plant Physiol.* 91:1575-1579 (1989), the entirety of which is herein incorporated by

reference) and the TMV omega element (Gallie *et al.*, *The Plant Cell* 1:301-311 (1989), the entirety of which is herein incorporated by reference). These and other regulatory elements may be included when appropriate.

A vector or construct may also include a selectable marker. Selectable markers may also be used to select for plants or plant cells that contain the exogenous genetic material. Examples of such include, but are not limited to, a neo gene (Potrykus *et al.*, *Mol. Gen. Genet.* 199:183-188 (1985), the entirety of which is herein incorporated by reference) which codes for kanamycin resistance and can be selected for using kanamycin, G418, etc.; a bar gene which codes for bialaphos resistance; a mutant EPSP synthase gene (Hinchey *et al.*, *Bio/Technology* 6:915-922 (1988), the entirety of which is herein incorporated by reference) which encodes glyphosate resistance; a nitrilase gene which confers resistance to bromoxynil (Stalker *et al.*, *J. Biol. Chem.* 263:6310-6314 (1988), the entirety of which is herein incorporated by reference); a mutant acetolactate synthase gene (ALS) which confers imidazolinone or sulphonylurea resistance (European Patent Application 154,204 (Sept. 11, 1985), the entirety of which is herein incorporated by reference); and a methotrexate resistant DHFR gene (Thillet *et al.*, *J. Biol. Chem.* 263:12500-12508 (1988), the entirety of which is herein incorporated by reference).

A vector or construct may also include a transit peptide. Incorporation of a suitable chloroplast transit peptide may also be employed (European Patent Application Publication Number 0218571, the entirety of which is herein incorporated by reference). Translational enhancers may also be incorporated as part of the vector DNA. DNA constructs could contain one or more 5' non-translated leader sequences which may serve to enhance expression of the gene products from the resulting mRNA transcripts. Such sequences may be derived from the promoter selected to express the gene or can be specifically modified to increase translation of the mRNA. Such regions may also be obtained from viral RNAs, from suitable eukaryotic genes, or from a synthetic gene

sequence. For a review of optimizing expression of transgenes, see Koziel *et al.*, *Plant Mol. Biol.* 32:393-405 (1996), the entirety of which is herein incorporated by reference.

A vector or construct may also include a screenable marker. Screenable markers may be used to monitor expression. Exemplary screenable markers include a  $\beta$ -glucuronidase or uidA gene (GUS) which encodes an enzyme for which various chromogenic substrates are known (Jefferson, *Plant Mol. Biol. Rep.* 5:387-405 (1987), the entirety of which is herein incorporated by reference; Jefferson *et al.*, *EMBO J.* 6:3901-3907 (1987), the entirety of which is herein incorporated by reference); an R-locus gene, which encodes a product that regulates the production of anthocyanin pigments (red color) in plant tissues ((Dellaporta *et al.*, *Stadler Symposium* 11:263-282 (1988), the entirety of which is herein incorporated by reference); a  $\beta$ -lactamase gene (Sutcliffe *et al.*, *Proc. Natl. Acad. Sci. USA* 75:3737-3741 (1978), the entirety of which is herein incorporated by reference), a gene which encodes an enzyme for which various chromogenic substrates are known (*e.g.*, PADAC, a chromogenic cephalosporin); a luciferase gene (Ow *et al.*, *Science* 234:856-859 (1986), the entirety of which is herein incorporated by reference) a xylE gene (Zukowsky *et al.*, *Proc. Natl. Acad. Sci. USA* 80:1101-1105 (1983), the entirety of which is herein incorporated by reference) which encodes a catechol dioxygenase that can convert chromogenic catechols; an  $\alpha$ -amylase gene (Ikata *et al.*, *Bio/Technol.* 8:241-242 (1990), the entirety of which is herein incorporated by reference); a tyrosinase gene (Katz *et al.*, *J. Gen. Microbiol.* 129:2703-2714 (1983), the entirety of which is herein incorporated by reference) which encodes an enzyme capable of oxidizing tyrosine to DOPA and dopaquinone which in turn condenses to melanin; an  $\alpha$ -galactosidase, which will turn a chromogenic  $\alpha$ -galactose substrate.

Included within the terms "selectable or screenable marker genes" are also genes which encode a secretable marker whose secretion can be detected as a means of identifying or selecting for transformed cells. Examples include markers which encode a secretable antigen that can be identified by antibody interaction, or even secretable

enzymes which can be detected catalytically. Secretable proteins fall into a number of classes, including small, diffusible proteins detectable, *e.g.*, by ELISA, small active enzymes detectable in extracellular solution (*e.g.*,  $\alpha$ -amylase,  $\beta$ -lactamase, phosphinothricin transferase), or proteins which are inserted or trapped in the cell wall (such as proteins which include a leader sequence such as that found in the expression unit of extension or tobacco PR-S). Other possible selectable and/or screenable marker genes will be apparent to those of skill in the art.

Methods and compositions for transforming a bacteria and other microorganisms are known in the art (see for example Sambrook *et al.*, *Molecular Cloning: A Laboratory Manual*, Second Edition, Cold Spring Harbor Laboratory Press, Cold Spring Harbor, N.Y., (1989), the entirety of which is herein incorporated by reference).

There are many methods for introducing transforming nucleic acid molecules into plant cells. Suitable methods are believed to include virtually any method by which nucleic acid molecules may be introduced into a cell, such as by *Agrobacterium* infection or direct delivery of nucleic acid molecules such as, for example, by PEG-mediated transformation, by electroporation or by acceleration of DNA coated particles, etc. (Pottkyus, *Ann. Rev. Plant Physiol. Plant Mol. Biol.* 42:205-225 (1991), the entirety of which is herein incorporated by reference; Vasil, *Plant Mol. Biol.* 25:925-937 (1994), the entirety of which is herein incorporated by reference). For example, electroporation has been used to transform maize protoplasts (Fromm *et al.*, *Nature* 312:791-793 (1986), the entirety of which is herein incorporated by reference).

Technology for introduction of DNA into cells is well known to those of skill in the art. Four general methods for delivering a gene into cells have been described: (1) chemical methods (Graham and van der Eb, *Virology*, 54:536-539 (1973), the entirety of which is herein incorporated by reference); (2) physical methods such as microinjection (Capecci, *Cell* 22:479-488 (1980), electroporation (Wong and Neumann, *Biochem. Biophys. Res. Commun.*, 107:584-587 (1982); Fromm *et al.*, *Proc. Natl. Acad. Sci. USA*,

82:5824-5828 (1985); U.S. Patent No. 5,384,253; and the gene gun (Johnston and Tang, *Methods Cell Biol.* 43:353-365 (1994), all of which are herein incorporated by reference in their entirety; (3) viral vectors (Clapp, *Clin. Perinatol.*, 20:155-168 (1993); Lu *et al.*, *J. Exp. Med.*, 178:2089-2096 (1993); Eglitis and Anderson, *Biotechniques*, 6:608-614  
 5 (1988), all of which are herein incorporated by reference in their entirety); and (4) receptor-mediated mechanisms (Curiel *et al.*, *Hum. Gen. Ther.*, 3:147-154 (1992); Wagner *et al.*, *Proc. Natl. Acad. Sci. USA*, 89:6099-6103 (1992), all of are herein incorporated by reference in their entirety).

Acceleration methods that may be used include, for example, microprojectile  
 10 bombardment and the like. One example of a method for delivering transforming nucleic acid molecules to plant cells is microprojectile bombardment. This method has been reviewed by Yang and Christou, eds., *Particle Bombardment Technology for Gene Transfer*, Oxford Press, Oxford, England (1994), the entirety of which is herein incorporated by reference). Non-biological particles (microprojectiles) that may be  
 15 coated with nucleic acids and delivered into cells by a propelling force. Exemplary particles include those comprised of tungsten, gold, platinum, and the like.

A particular advantage of microprojectile bombardment, in addition to it being an effective means of reproducibly, and stably transforming monocotyledons, is that neither the isolation of protoplasts (Cristou *et al.*, *Plant Physiol.* 87:671-674 (1988), the entirety  
 20 of which is herein incorporated by reference) nor the susceptibility of *Agrobacterium* infection is required. An illustrative embodiment of a method for delivering DNA into maize cells by acceleration is a biolistics-particle delivery system, which can be used to propel particles coated with DNA through a screen, such as a stainless steel or Nytex screen, onto a filter surface covered with corn cells cultured in suspension. Gordon-  
 25 Kamm *et al.*, describes the basic procedure for coating tungsten particles with DNA (Gordon-Kamm *et al.*, *Plant Cell* 2:603-618 (1990), the entirety of which is herein incorporated by reference). The screen disperses the tungsten nucleic acid particles so

that they are not delivered to the recipient cells in large aggregates. A particle delivery system suitable for use with the present invention is the helium acceleration PDS-1000/He gun which is available from Bio-Rad Laboratories (Bio-Rad, Hercules, California)(Sanford *et al.*, *Technique* 3:3-16 (1991), the entirety of which is herein  
5 incorporated by reference).

For the bombardment, cells in suspension may be concentrated on filters. Filters containing the cells to be bombarded are positioned at an appropriate distance below the microprojectile stopping plate. If desired, one or more screens are also positioned between the gun and the cells to be bombarded.

10 Alternatively, immature embryos or other target cells may be arranged on solid culture medium. The cells to be bombarded are positioned at an appropriate distance below the macroprojectile stopping plate. If desired, one or more screens are also positioned between the acceleration device and the cells to be bombarded. Through the use of techniques set forth herein one may obtain up to 1000 or more foci of cells  
15 transiently expressing a marker gene. The number of cells in a focus which express the exogenous gene product 48 hours post-bombardment often range from one to ten and average one to three.

In bombardment transformation, one may optimize the prebombardment culturing conditions and the bombardment parameters to yield the maximum numbers of stable  
20 transformants. Both the physical and biological parameters for bombardment are important in this technology. Physical factors are those that involve manipulating the DNA/microprojectile precipitate or those that affect the flight and velocity of either the macro- or microprojectiles. Biological factors include all steps involved in manipulation of cells before and immediately after bombardment, the osmotic adjustment of target cells  
25 to help alleviate the trauma associated with bombardment, and also the nature of the transforming DNA, such as linearized DNA or intact supercoiled plasmids. It is believed

that pre-bombardment manipulations are especially important for successful transformation of immature embryos.

In another alternative embodiment, plastids can be stably transformed. Methods disclosed for plastid transformation in higher plants include particle gun delivery of DNA containing a selectable marker and targeting of the DNA to the plastid genome through homologous recombination (Svab *et al. Proc. Natl. Acad. Sci. USA* 87:8526-8530 (1990); Svab and Maliga *Proc. Natl. Acad. Sci. USA* 90:913-917 (1993)); Staub, J. M. and Maliga, P. *EMBO J.* 12:601-606 (1993), U.S. Patents 5, 451,513 and 5,545,818, all of which are herein incorporated by reference in their entirety).

Accordingly, it is contemplated that one may wish to adjust various aspects of the bombardment parameters in small scale studies to fully optimize the conditions. One may particularly wish to adjust physical parameters such as gap distance, flight distance, tissue distance, and helium pressure. One may also minimize the trauma reduction factors by modifying conditions which influence the physiological state of the recipient cells and which may therefore influence transformation and integration efficiencies. For example, the osmotic state, tissue hydration and the subculture stage or cell cycle of the recipient cells may be adjusted for optimum transformation. The execution of other routine adjustments will be known to those of skill in the art in light of the present disclosure.

*Agrobacterium*-mediated transfer is a widely applicable system for introducing genes into plant cells because the DNA can be introduced into whole plant tissues, thereby bypassing the need for regeneration of an intact plant from a protoplast. The use of *Agrobacterium*-mediated plant integrating vectors to introduce DNA into plant cells is well known in the art. See, for example the methods described (Fraley *et al., Biotechnology* 3:629-635 (1985); Rogers *et al., Meth. In Enzymol*, 153:253-277 (1987), both of which are herein incorporated by reference in their entirety. Further, the integration of the Ti-DNA is a relatively precise process resulting in few rearrangements.

The region of DNA to be transferred is defined by the border sequences, and intervening DNA is usually inserted into the plant genome as described (Spielmann *et al.*, *Mol. Gen. Genet.*, 205:34 (1986), the entirety of which is herein incorporated by reference).

Modern *Agrobacterium* transformation vectors are capable of replication in *E. coli* as well as *Agrobacterium*, allowing for convenient manipulations as described (Klee *et al.*, *In: Plant DNA Infectious Agents*, T. Hohn and J. Schell, eds., Springer-Verlag, New York, pp. 179-203 (1985), the entirety of which is herein incorporated by reference). Moreover, recent technological advances in vectors for *Agrobacterium*-mediated gene transfer have improved the arrangement of genes and restriction sites in the vectors to facilitate construction of vectors capable of expressing various polypeptide coding genes. The vectors described have convenient multi-linker regions flanked by a promoter and a polyadenylation site for direct expression of inserted polypeptide coding genes and are suitable for present purposes (Rogers *et al.*, *Meth. In Enzymol.*, 153:253-277 (1987), the entirety of which is herein incorporated by reference). In addition, *Agrobacterium* containing both armed and disarmed Ti genes can be used for the transformations. In those plant strains where *Agrobacterium*-mediated transformation is efficient, it is the method of choice because of the facile and defined nature of the gene transfer.

A transgenic plant formed using *Agrobacterium* transformation methods typically contains a single gene on one chromosome. Such transgenic plants can be referred to as being heterozygous for the added gene. More preferred is a transgenic plant that is homozygous for the added structural gene; *i.e.*, a transgenic plant that contains two added genes, one gene at the same locus on each chromosome of a chromosome pair. A homozygous transgenic plant can be obtained by sexually mating (selfing) an independent segregant transgenic plant that contains a single added gene, germinating some of the seed produced and analyzing the resulting plants produced for the gene of interest.

It is also to be understood that two different transgenic plants can also be mated to produce offspring that contain two independently segregating added, exogenous genes.



Selfing of appropriate progeny can produce plants that are homozygous for both added, exogenous genes that encode a polypeptide of interest. Back-crossing to a parental plant and out-crossing with a non-transgenic plant are also contemplated, as is vegetative propagation.

5 Transformation of plant protoplasts can be achieved using methods based on calcium phosphate precipitation, polyethylene glycol treatment, electroporation, and combinations of these treatments. See for example (Potrykus *et al.*, *Mol. Gen. Genet.*, 205:193-200 (1986); Lorz *et al.*, *Mol. Gen. Genet.*, 199:178, (1985); Fromm *et al.*, *Nature*, 319:791,(1986); Uchimiya *et al.*, *Mol. Gen. Genet.*:204:204, (1986); Callis *et al.*,  
10 *Genes and Development*, 1183,(1987); Marcotte *et al.*, *Nature*, 335:454, (1988), all of which the entirety is herein incorporated by reference).

Application of these systems to different plant strains depends upon the ability to regenerate that particular plant strain from protoplasts. Illustrative methods for the regeneration of cereals from protoplasts are described (Fujimura *et al.*, *Plant Tissue*  
15 *Culture Letters*, 2:74,(1985); Toriyama *et al.*, *Theor Appl. Genet.* 205:34. (1986); Yamada *et al.*, *Plant Cell Rep.*, 4:85, (1986); Abdullah *et al.*, *Biotechnology*, 4:1087, (1986), all of which the entirety is herein incorporated by reference).

To transform plant strains that cannot be successfully regenerated from protoplasts, other ways to introduce DNA into intact cells or tissues can be utilized. For  
20 example, regeneration of cereals from immature embryos or explants can be effected as described (Vasil, *Biotechnology*, 6:397,(1988), the entirety of which is herein incorporated by reference). In addition, "particle gun" or high-velocity microprojectile technology can be utilized (Vasil *et al.*, *Bio/Technology* 10:667, (1992), the entirety of which is herein incorporated by reference).

25 Using the latter technology, DNA is carried through the cell wall and into the cytoplasm on the surface of small metal particles as described (Klein *et al.*, *Nature*, 328:70, (1987); Klein *et al.*, *Proc. Natl. Acad. Sci. USA*, 85:8502-8505, (1988); McCabe

*et al.*, *Biotechnology*, 6:923, (1988), all of which the entirety is herein incorporated by reference). The metal particles penetrate through several layers of cells and thus allow the transformation of cells within tissue explants.

Other methods of cell transformation can also be used and include but are not limited to introduction of DNA into plants by direct DNA transfer into pollen (Hess *et al.*, *Intern Rev. Cytol.*, 107:367, (1987); Luo *et al.*, *Plant Mol. Biol. Reporter*, 6:165, (1988), all of which the entirety is herein incorporated by reference), by direct injection of DNA into reproductive organs of a plant (Pena *et al.*, *Nature*, 325:274, (1987), the entirety of which is herein incorporated by reference), or by direct injection of DNA into the cells of immature embryos followed by the rehydration of dessicated embryos (Neuhaus *et al.*, *Theor. Appl. Genet.*, 75:30, (1987), the entirety of which is herein incorporated by reference).

The regeneration, development, and cultivation of plants from single plant protoplast transformants or from various transformed explants is well known in the art (Weissbach and Weissbach, *In: Methods for Plant Molecular Biology*, (Eds.), Academic Press, Inc., San Diego, CA, (1988), the entirety of which is herein incorporated by reference). This regeneration and growth process typically includes the steps of selection of transformed cells, culturing those individualized cells through the usual stages of embryonic development through the rooted plantlet stage. Transgenic embryos and seeds are similarly regenerated. The resulting transgenic rooted shoots are thereafter planted in an appropriate plant growth medium such as soil.

The development or regeneration of plants containing the foreign, exogenous gene that encodes a protein of interest is well known in the art. Preferably, the regenerated plants are self-pollinated to provide homozygous transgenic plants, as discussed before. Otherwise, pollen obtained from the regenerated plants is crossed to seed-grown plants of agronomically important lines. Conversely, pollen from plants of these important lines is used to pollinate regenerated plants. A transgenic plant of the present invention

containing a desired polypeptide is cultivated using methods well known to one skilled in the art.

There are a variety of methods for the regeneration of plants from plant tissue. The particular method of regeneration will depend on the starting plant tissue and the particular plant species to be regenerated.

Methods for transforming dicots, primarily by use of *Agrobacterium tumefaciens*, and obtaining transgenic plants have been published for cotton (U.S. Patent No. 5,004,863, U.S. Patent No. 5,159,135, U.S. Patent No. 5,518,908, all of which the entirety is herein incorporated by reference); rice (U.S. Patent No. 5,569,834, U.S. Patent No. 5,416,011, McCabe *et al.*, *Biotechnology* 6:923, (1988), Christou *et al.*, *Plant Physiol.*, 87:671-674 (1988), all of which the entirety is herein incorporated by reference); *Brassica* (U.S. Patent No. 5,463,174, the entirety of which is herein incorporated by reference); peanut (Cheng *et al.*, *Plant Cell Rep.* 15:653-657 (1996), McKently *et al.*, *Plant Cell Rep.* 14:699-703 (1995), all of which the entirety is herein incorporated by reference); papaya (Yang *et al.*, (1996), the entirety of which is herein incorporated by reference); pea (Grant *et al.*, *Plant Cell Rep.* 15:254-258, (1995), the entirety of which is herein incorporated by reference).

Transformation of monocotyledons using electroporation, particle bombardment, and *Agrobacterium* have also been reported. Transformation and plant regeneration have been achieved in asparagus (Bytebier *et al.*, *Proc. Natl. Acad. Sci. USA* 84:5345, (1987), the entirety of which is herein incorporated by reference); barley (Wan and Lemaux, *Plant Physiol* 104:37, (1994), the entirety of which is herein incorporated by reference); maize (Rhodes *et al.*, *Science* 240:204, (1988), Gordon-Kamm *et al.*, *Plant Cell*, 2:603, (1990), Fromm *et al.*, *Bio/Technology* 8:833, (1990), Koziel *et al.*, *Bio/Technology* 11:194, (1993), Armstrong *et al.*, *Crop Science* 35:550-557, (1995), all of which the entirety is herein incorporated by reference); oat (Somers *et al.*, *Bio/Technology*, 10:1589, (1992), the entirety of which is herein incorporated by reference); orchardgrass (Horn *et*

*al.*, *Plant Cell Rep.* 7:469, (1988), the entirety of which is herein incorporated by reference); rice (Toriyama *et al.*, *Theor Appl. Genet.* 205:34, (1986); Park *et al.*, *Plant Mol. Biol.*, 32:1135-1148, (1996); Abedinia *et al.*, *Aust. J. Plant Physiol.* 24:133-141, (1997); Zhang and Wu, *Theor. Appl. Genet.* 76:835, (1988); Zhang *et al.*, *Plant Cell Rep.* 7:379, (1988); Battraw and Hall, *Plant Sci.* 86:191-202, (1992); Christou *et al.*, *Bio/Technology* 9:957, (1991), all of which the entirety is herein incorporated by reference); sugarcane (Bower and Birch, *Plant J.* 2:409, (1992), the entirety of which is herein incorporated by reference); tall fescue (Wang *et al.*, *Bio/Technology* 10:691, (1992), the entirety of which is herein incorporated by reference), and wheat (Vasil *et al.*, *Bio/Technology* 10:667, (1992), the entirety of which is herein incorporated by reference; U.S. Patent No. 5,631,152, the entirety of which is herein incorporated by reference.

Assays for gene expression based on the transient expression of cloned nucleic acid constructs have been developed by introducing the nucleic acid molecules into plant cells by polyethylene glycol treatment, electroporation, or particle bombardment (Marcotte, *et al.*, *Nature*, 335:454-457 (1988), the entirety of which is herein incorporated by reference; Marcotte, *et al.*, *Plant Cell*, 1:523-532 (1989), the entirety of which is herein incorporated by reference; McCarty, *et al.*, *Cell* 66:895-905 (1991), the entirety of which is herein incorporated by reference; Hattori, *et al.*, *Genes Dev.* 6:609-618 (1992), the entirety of which is herein incorporated by reference; Goff, *et al.*, *EMBO J.* 9:2517-2522 (1990), the entirety of which is herein incorporated by reference). Transient expression systems may be used to functionally dissect gene constructs (*See generally*, Mailga *et al.*, *Methods in Plant Molecular Biology*, Cold Spring Harbor Press (1995)).

Any of the nucleic acid molecules of the present invention may be introduced into a plant cell in a permanent or transient manner in combination with other genetic elements such as vectors, promoters enhancers etc. Further any of the nucleic acid molecules of the present invention may be introduced into a plant cell in a manner that

allows for over expression of the protein or fragment thereof encoded by the nucleic acid molecule.

Nucleic acid molecules of the present invention may be used in cosuppression.

Cosuppression is the reduction in expression levels, usually at the level of RNA, of a particular endogenous gene or gene family by the expression of a homologous sense  
5 construct that is capable of transcribing mRNA of the same strandedness as the transcript of the endogenous gene (Napoli *et al.*, *Plant Cell* 2:279-289 (1990), the entirety of which is herein incorporated by reference; van der Krol *et al.*, *Plant Cell* 2:291-299 (1990), the entirety of which is herein incorporated by reference). Cosuppression may result from  
10 stable transformation with a single copy nucleic acid molecule that is homologous to a nucleic acid sequence found with the cell (Prolls and Meyer, *Plant J.* 2:465-475 (1992), the entirety of which is herein incorporated by reference) or with multiple copies of a nucleic acid molecule that is homologous to a nucleic acid sequence found with the cell (Mittlesten *et al.*, *Mol. Gen. Genet.* 244: 325-330 (1994), the entirety of which is herein  
15 incorporated by reference). Genes, even though different, linked to homologous promoters may result in the cosuppression of the linked genes (Vaucheret, *C.R. Acad. Sci. III* 316: 1471-1483 (1993), the entirety of which is herein incorporated by reference).

This technique has, for example been applied to generate white flowers from red petunia and tomatoes that do not ripen on the vine. Up to 50% of petunia transformants  
20 that contained a sense copy of the chalcone synthase (CHS) gene produced white flowers or floral sectors; this was as a result of the post-transcriptional loss of mRNA encoding CHS (Flavell, *Proc. Natl. Acad. Sci. USA* 91:3490-3496 (1994)), the entirety of which is herein incorporated by reference). Cosuppression may require the coordinate transcription of the transgene and the endogenous gene, and can be reset by a  
25 developmental control mechanism (Jorgensen, *Trends Biotechnol.* 8:340-344 (1990), the entirety of which is herein incorporated by reference; Meins and Kunz, In: *Gene Inactivation and Homologous Recombination in Plants* (Paszkowski, J., ed.), pp. 335-

348. Kluwer Academic, Netherlands (1994), the entirety of which is herein incorporated by reference).

It is understood that one or more of the nucleic acids of the present invention comprising SEQ ID NO:1 or complement thereof through SEQ ID NO: 52202 or complement thereof or fragment thereof or other nucleic acid molecules of the present invention, may be introduced into a plant cell and transcribed using an appropriate promoter with such transcription resulting in the co-suppression of an endogenous protein.

Nucleic acid molecules of the present invention may be used to reduce gene function. Antisense approaches are a way of preventing or reducing gene function by targeting the genetic material (Mol *et al.*, *FEBS Lett.* 268:427-430 (1990), the entirety of which is herein incorporated by reference). The objective of the antisense approach is to use a sequence complementary to the target gene to block its expression and create a mutant cell line or organism in which the level of a single chosen protein is selectively reduced or abolished. Antisense techniques have several advantages over other 'reverse genetic' approaches. The site of inactivation and its developmental effect can be manipulated by the choice of promoter for antisense genes or by the timing of external application or microinjection. Antisense can manipulate its specificity by selecting either unique regions of the target gene or regions where it shares homology to other related genes (Hiatt *et al.*, *In Genetic Engineering*, Setlow (ed.), Vol. 11, New York: Plenum 49-63 (1989), the entirety of which is herein incorporated by reference).

The principle of regulation by antisense RNA is that RNA that is complementary to the target mRNA is introduced into cells, resulting in specific RNA:RNA duplexes being formed by base pairing between the antisense substrate and the target mRNA (Green *et al.*, *Annu. Rev. Biochem.* 55:569-597 (1986), the entirety of which is herein incorporated by reference). Under one embodiment, the process involves the introduction and expression of an antisense gene sequence. Such a sequence is one in which part or all

of the normal gene sequences are placed under a promoter in inverted orientation so that the 'wrong' or complementary strand is transcribed into a noncoding antisense RNA that hybridizes with the target mRNA and interferes with its expression (Takayama and Inouye, *Crit. Rev. Biochem. Mol. Biol.* 25:155-184 (1990), the entirety of which is herein  
5 incorporated by reference). An antisense vector is constructed by standard procedures and introduced into cells by transformation, transfection, electroporation, microinjection, or by infection, etc. The type of transformation and choice of vector will determine whether expression is transient or stable. The promoter used for the antisense gene may influence the level, timing, tissue, specificity, or inducibility of the antisense inhibition.

10 It is understood that protein synthesis activity in a plant cell may be reduced or depressed by growing a transformed plant cell containing a nucleic acid molecule of the present invention.

Antibodies have been expressed in plants (Hiatt *et al.*, *Nature* 342:76-78 (1989), the entirety of which is herein incorporated by reference; Conrad and Fielder, *Plant Mol. Biol.* 26:1023-1030 (1994), the entirety of which is herein incorporated by reference).  
15 Cytoplasmic expression of a scFv (single-chain Fv antibodies) has been reported to delay infection by artichoke mottled crinkle virus. Transgenic plants that express antibodies directed against endogenous proteins may exhibit a physiological effect (Philips *et al.*, *EMBO J.* 16:4489-4496 (1997), the entirety of which is herein incorporated by reference;  
20 Marion-Poll, *Trends in Plant Science* 2:447-448 (1997), the entirety of which is herein incorporated by reference). For example, expressed anti-abscisic antibodies reportedly result in a general perturbation of seed development (Philips *et al.*, *EMBO J.* 16:4489-4496 (1997)).

Nucleic acid molecules of the present invention may be used as antibodies.

25 Antibodies that are catalytic may also be expressed in plants (abzymes). The principle behind abzymes is that since antibodies may be raised against many molecules, this recognition ability can be directed toward generating antibodies that bind transition states

to force a chemical reaction forward (Persidas, *Nature Biotechnology* 15:1313-1315 (1997), the entirety of which is herein incorporated by reference; Baca *et al.*, *Ann. Rev. Biophys. Biomol. Struct.* 26:461-493 (1997), the entirety of which is herein incorporated by reference). The catalytic abilities of abzymes may be enhanced by site directed mutagenesis. Examples of abzymes are, for example, set forth in U.S. Patent No: 5,658,753; U.S. Patent No. 5,632,990; U.S. Patent No. 5,631,137; U.S. Patent 5,602,015; U.S. Patent No. 5,559,538; U.S. Patent No. 5,576,174; U.S. Patent No. 5,500,358; U.S. Patent 5,318,897; U.S. Patent No. 5,298,409; U.S. Patent No. 5,258,289 and U.S. Patent No. 5,194,585, all of which are herein incorporated in their entirety.

It is understood that any of the antibodies of the present invention may be expressed in plants and that such expression can result in a physiological effect. It is also understood that any of the expressed antibodies may be catalytic.

In addition to the above discussed procedures, practitioners are familiar with the standard resource materials which describe specific conditions and procedures for the construction, manipulation and isolation of macromolecules (*e.g.*, DNA molecules, plasmids, etc.), generation of recombinant organisms and the screening and isolating of clones, (see for example, Sambrook *et al.*, *Molecular Cloning: A Laboratory Manual*, Cold Spring Harbor Press (1989); Mailga *et al.*, *Methods in Plant Molecular Biology*, Cold Spring Harbor Press (1995), the entirety of which is herein incorporated by reference; Birren *et al.*, *Genome Analysis: Analyzing DNA*, 1, Cold Spring Harbor, New York (1998), the entirety of which is herein incorporated by reference).

The nucleotide sequence provided in SEQ ID NO:1, through SEQ ID NO: 52202 or fragment thereof, or complement thereof, or a nucleotide sequence at least 90% identical, preferably 95%, identical even more preferably 99% or 100% identical to the sequence provided in SEQ ID NO:1 through SEQ ID NO: 52202 or fragment thereof, or complement thereof, can be "provided" in a variety of mediums to facilitate use fragment



thereof. Such a medium can also provide a subset thereof in a form that allows a skilled artisan to examine the sequences.

In a preferred embodiment, 20, preferably 50, more preferably 100, even more preferably 1,000, 2,000, 3,000, or 4,000 of the nucleic acid sequences of the present invention can be provided in a variety of mediums.

In one application of this embodiment, a nucleotide sequence of the present invention can be recorded on computer readable media. As used herein, "computer readable media" refers to any medium that can be read and accessed directly by a computer. Such media include, but are not limited to: magnetic storage media, such as floppy discs, hard disc, storage medium, and magnetic tape; optical storage media such as CD-ROM; electrical storage media such as RAM and ROM; and hybrids of these categories such as magnetic/optical storage media. A skilled artisan can readily appreciate how any of the presently known computer readable mediums can be used to create a manufacture comprising computer readable medium having recorded thereon a nucleotide sequence of the present invention.

As used herein, "recorded" refers to a process for storing information on computer readable medium. A skilled artisan can readily adopt any of the presently known methods for recording information on computer readable medium to generate media comprising the nucleotide sequence information of the present invention. A variety of data storage structures are available to a skilled artisan for creating a computer readable medium having recorded thereon a nucleotide sequence of the present invention. The choice of the data storage structure will generally be based on the means chosen to access the stored information. In addition, a variety of data processor programs and formats can be used to store the nucleotide sequence information of the present invention on computer readable medium. The sequence information can be represented in a word processing text file, formatted in commercially-available software such as WordPerfect and Microsoft Word, or represented in the form of an ASCII file, stored in a database application, such as DB2,

Sybase, Oracle, or the like. A skilled artisan can readily adapt any number of data processor structuring formats (*e.g.*, text file or database) in order to obtain computer readable medium having recorded thereon the nucleotide sequence information of the present invention.

5 By providing one or more of nucleotide sequences of the present invention, a skilled artisan can routinely access the sequence information for a variety of purposes. Computer software is publicly available which allows a skilled artisan to access sequence information provided in a computer readable medium. The examples which follow demonstrate how software which implements the BLAST (Altschul *et al.*, *J. Mol. Biol.* 10 215:403-410 (1990)) and BLAZE (Brutlag *et al.*, *Comp. Chem.* 17:203-207 (1993), the entirety of which is herein incorporated by reference) search algorithms on a Sybase system can be used to identify open reading frames (ORFs) within the genome that contain homology to ORFs or proteins from other organisms. Such ORFs are protein-encoding fragments within the sequences of the present invention and are useful in 15 producing commercially important proteins such as enzymes used in amino acid biosynthesis, metabolism, transcription, translation, RNA processing, nucleic acid and a protein degradation, protein modification, and DNA replication, restriction, modification, recombination, and repair.

The present invention further provides systems, particularly computer-based 20 systems, which contain the sequence information described herein. Such systems are designed to identify commercially important fragments of the nucleic acid molecule of the present invention. As used herein, "a computer-based system" refers to the hardware means, software means, and data storage means used to analyze the nucleotide sequence information of the present invention. The minimum hardware means of the computer- 25 based systems of the present invention comprises a central processing unit (CPU), input means, output means, and data storage means. A skilled artisan can readily appreciate

that any one of the currently available computer-based system are suitable for use in the present invention.

As indicated above, the computer-based systems of the present invention comprise a data storage means having stored therein a nucleotide sequence of the present invention and the necessary hardware means and software means for supporting and implementing a search means. As used herein, "data storage means" refers to memory that can store nucleotide sequence information of the present invention, or a memory access means which can access manufactures having recorded thereon the nucleotide sequence information of the present invention. As used herein, "search means" refers to one or more programs which are implemented on the computer-based system to compare a target sequence or target structural motif with the sequence information stored within the data storage means. Search means are used to identify fragments or regions of the sequence of the present invention that match a particular target sequence or target motif. A variety of known algorithms are disclosed publicly and a variety of commercially available software for conducting search means are available and can be used in the computer-based systems of the present invention. Examples of such software include, but are not limited to, MacPattern (EMBL), BLASTIN and BLASTIX (NCBIA). One of the available algorithms or implementing software packages for conducting homology searches can be adapted for use in the present computer-based systems.

The most preferred sequence length of a target sequence is from about 10 to 100 amino acids or from about 30 to 300 nucleotide residues. However, it is well recognized that during searches for commercially important fragments of the nucleic acid molecules of the present invention, such as sequence fragments involved in gene expression and protein processing, may be of shorter length.

As used herein, "a target structural motif," or "target motif," refers to any rationally selected sequence or combination of sequences in which the sequence(s) are chosen based on a three-dimensional configuration which is formed upon the folding of

the target motif. There are a variety of target motifs known in the art. Protein target motifs include, but are not limited to, enzymatic active sites and signal sequences. Nucleic acid target motifs include, but are not limited to, promoter sequences, *cis* elements, hairpin structures and inducible expression elements (protein binding sequences).

Thus, the present invention further provides an input means for receiving a target sequence, a data storage means for storing the target sequences of the present invention sequence identified using a search means as described above, and an output means for outputting the identified homologous sequences. A variety of structural formats for the input and output means can be used to input and output information in the computer-based systems of the present invention. A preferred format for an output means ranks fragments of the sequence of the present invention by varying degrees of homology to the target sequence or target motif. Such presentation provides a skilled artisan with a ranking of sequences which contain various amounts of the target sequence or target motif and identifies the degree of homology contained in the identified fragment.

A variety of comparing means can be used to compare a target sequence or target motif with the data storage means to identify sequence fragments sequence of the present invention. For example, implementing software which implement the BLAST and BLAZE algorithms (Altschul *et al.*, *J. Mol. Biol.* 215:403-410 (1990)) can be used to identify open frames within the nucleic acid molecules of the present invention. A skilled artisan can readily recognize that any one of the publicly available homology search programs can be used as the search means for the computer-based systems of the present invention.

Having now generally described the invention, the same will be more readily understood through reference to the following examples which are provided by way of illustration, and are not intended to be limiting of the present invention, unless specified.

## Example 1

BACs are stable, non-chimeric cloning systems having genomic fragment inserts (100-300 kb) and their DNA can be prepared for most types of experiments including DNA sequencing. BAC vector, pBeloBAC11, is derived from the endogenous *E. coli* F-factor plasmid, which contains genes for strict copy number control and unidirectional origin of DNA replication. Additionally, pBeloBAC11 has three unique restriction enzyme sites (*Hind* III, *Bam* HI and *Sph* I) located within the *LacZ* gene which can be used as cloning sites for megabase-size plant DNA. Indigo, another BAC vector contains *Hind* III and *Eco* RI cloning sites. This vector also contains a random mutation in the *LacZ* gene that allows for darker blue colonies.

As an alternative, the P1-derived artificial chromosome (PAC) can be used as a large DNA fragment cloning vector (Ioannou, *et al.*, *Nature Genet.* 6:84-89 (1994), the entirety of which is herein incorporated by reference; Suzuki, *et al.*, *Gene* 199:133-137 (1997), the entirety of which is herein incorporated by reference). The PAC vector has most of the features of the BAC system, but also contains some of the elements of the bacteriophage P1 cloning system.

BAC libraries are generated by ligating size-selected restriction digested DNA with pBeloBAC11 followed by electroporation into *E. coli*. BAC library construction and characterization is extremely efficient when compared to YAC (yeast artificial chromosome) library construction and analysis, particularly because of the chimerism associated with YACs and difficulties associated with extracting YAC DNA.

There are general methods for preparing megabase-size DNA from plants. For example, the protoplast method yields megabase-size DNA of high quality with minimal breakage. The process involves preparing young leaves which are manually feathered with a razor-blade before being incubated for four to five hours with cell-wall-degrading enzymes. The second method developed by Zhange *et al.*, *Plant J.* 7:175-184 (1995), the entirety of which is herein incorporated by reference, is a universal nuclei method that works well for several divergent plant taxa. Fresh or frozen tissue is homogenized with a

blender or mortar and pestle. Nuclei are then isolated and embedded. DNA prepared by the nucleic method is often more concentrated and is reported to contain lower amounts of chloroplast DNA than the protoplast method.

Once protoplasts or nuclei are produced, they are embedded in an agarose matrix as plugs or microbeads. The agarose provides a support matrix to prevent shearing of the DNA while allowing enzymes and buffers to diffuse into the DNA. The DNA is purified and manipulated in the agarose and is stable for more than one year at 4°C.

Once high molecular weight DNA has been prepared, it is fragmented to the desired size range. In general, DNA fragmentation utilizes two general approaches, 1) physical shearing and 2) partial digestion with a restriction enzyme that cuts relatively frequently within the genome. Since physical shearing is not dependent upon the frequency and distribution of particular restriction enzymes sites, this method should yield the most random distribution of DNA fragments. However, the ends of the sheared DNA fragments must be repaired and cloned directly or restriction enzyme sites added by the addition of synthetic linkers. Because of the subsequent steps required to clone DNA fragmented by shearing, most protocols fragment DNA by partial restriction enzyme digestion. The advantage of partial restriction enzyme digestion is that no further enzymatic modification of the ends of the restriction fragments are necessary. Four common techniques that can be used to achieve reproducible partial digestion of megabase-size DNA are 1) varying the concentration of the restriction enzyme, 2) varying the time of incubation with the restriction enzyme 3) varying the concentration of an enzyme cofactor (*e.g.*,  $Mg^{2+}$ ) and 4) varying the ratio of endonuclease to methylase.

There are three cloning sites in pBeloBAC11, but only *Hind* III and *Bam* HI produce 5' overhangs for easy vector dephosphorylation. These two restriction enzymes are primarily used to construct BAC libraries. The optimal partial digestion conditions for megabase-size DNA are determined by wide and narrow window digestions. To optimize the optimum amount of *Hind* III, 1, 2, 3, 10, and 5- units of enzyme are each added to 50 ml aliquots of microbeads and incubated at 37 °C for 20 minutes.

After partial digestion of megabase-size DNA, the DNA is run on a pulsed-field gel, and DNA in a size range of 100-500 kb is excised from the gel. This DNA is ligated to the BAC vector or subjected to a second size selection on a pulsed field gel under different running conditions. Studies have previously reported that two rounds of size selection can eliminate small DNA fragments co-migrating with the selected range in the first pulse-field fractionation. Such a strategy results in an increase in insert sizes and a more uniform insert size distribution. A practical approach to performing size selections is to first test for the number of clones/microliter of ligation and insert size from the first size selected material. If the numbers are good (500 to 2000 white colony/microliter of ligation) and the size range is also good (50 to 300 kb) then a second size selection is practical. When performing a second size selection one expects a 80 to 95% decrease in the number of recombinant clones per transformation.

Twenty to two hundred nanograms of the size-selected DNA is ligated to dephosphorylated BAC vector (molar ratio of 10 to 1 in BAC vector excess). Most BAC libraries use a molar ratio of 5 to 15 : 1 (size selected DNA:BAC vector).

Transformation is carried out by electroporation and the transformation efficiency for BACs is about 40 to 1,500 transformants from one microliter of ligation product or 20 to 1000 transformants/ng DNA.

Several tests can be carried out to determine the quality of a BAC library. Three basic tests to evaluate the quality include: the genome coverage of a BAC library-average insert size, average number of clones hybridizing with single copy probes and chloroplast DNA content.

The determination of the average insert size of the library is assessed in two ways. First, during library construction every ligation is tested to determine the average insert size by assaying 20-50 BAC clones per ligation. DNA is isolated from recombinant clones using a standard mini preparation protocol, digested with *Not* I to free the insert from the BAC vector and then sized using pulsed field gel electrophoresis (Maule,

*Molecular Biotechnology* 9:107-126 (1998), the entirety of which is herein incorporated by reference).

To determine the genome coverage of the library, it is screened with single copy RFLP markers distributed randomly across the genome by hybridization. Microtiter plates containing BAC clones are spotted onto Hybond membranes. Bacteria from 48 or 72 plates are spotted twice onto one membrane resulting in 18,000 to 27,648 unique clones on each membrane in either a 4X4 or 5X5 orientation. Since each clone is present twice, false positives are easily eliminated and true positives are easily recognized and identified.

Finally, the chloroplast DNA content in the BAC library is estimated by hybridizing three chloroplast genes spaced evenly across the chloroplast genome to the library on high density hybridization filters.

There are strategies for isolating rare sequences within the genome. For example, higher plant genomes can range in size from 100 Mb/1C (*Arabidopsis*) to 15,966 Mb/C (*Triticum aestivum*), (Arumuganathan and Earle, *Plant Mol Bio Rep.*9:208-219 (1991), the entirety of which is herein incorporated by reference). The number of clones required to achieve a given probability that any DNA sequence will be represented in a genomic library is  $N = (\ln(1-P))/(\ln(1-L/G))$  where N is the number of clones required, P is the probability desired to get the target sequence, L is the length of the average clone insert in base pairs and G is the haploid genome length in base pairs (Clarke *et al.*, *Cell* 9:91-100 (1976) the entirety of which is herein incorporated by reference).

The rice BAC library of the present invention is constructed in the pBeloBAC11 or similar vector. Inserts are generated by partial *Eco* RI or other enzymatic digestion of DNA. The 25X library provides 4-5X coverage sequence from BAC clones across genome.

## Example 2

Two basic methods can be used for DNA sequencing, the chain termination method of Sanger *et al.*, *Proc. Natl. Acad. Sci. USA* 74:5463-5467 (1977), the entirety of



which is herein incorporated by reference and the chemical degradation method of Maxam and Gilbert, *Proc. Natl. Acad. Sci. USA* 74:560-564 (1977), the entirety of which is herein incorporated by reference. Automation and advances in technology such as the replacement of radioisotopes with fluorescence-based sequencing have reduced the effort required to sequence DNA (Craxton, *Methods*, 2:20-26 (1991), the entirety of which is herein incorporated by reference; Ju *et al.*, *Proc. Natl. Acad. Sci. USA* 92:4347-4351 (1995), the entirety of which is herein incorporated by reference; Tabor and Richardson, *Proc. Natl. Acad. Sci. USA* 92:6339-6343 (1995), the entirety of which is herein incorporated by reference). Automated sequencers are available from, for example, Pharmacia Biotech, Inc., Piscataway, New Jersey (Pharmacia ALF), LI-COR, Inc., Lincoln, Nebraska (LI-COR 4,000) and Millipore, Bedford, Massachusetts (Millipore BaseStation).

In addition, advances in capillary gel electrophoresis have also reduced the effort required to sequence DNA and such advances provide a rapid high resolution approach for sequencing DNA samples (Swerdlow and Gesteland, *Nucleic Acids Res.* 18:1415-1419 (1990); Smith, *Nature* 349:812-813 (1991); Luckey *et al.*, *Methods Enzymol.* 218:154-172 (1993); Lu *et al.*, *J. Chromatog. A.* 680:497-501 (1994); Carson *et al.*, *Anal. Chem.* 65:3219-3226 (1993); Huang *et al.*, *Anal. Chem.* 64:2149-2154 (1992); Kheterpal *et al.*, *Electrophoresis* 17:1852-1859 (1996); Quesada and Zhang, *Electrophoresis* 17:1841-1851 (1996); Baba, *Yakugaku Zasshi* 117:265-281 (1997), all of which are herein incorporated by reference in their entirety).

A number of sequencing techniques are known in the art, including fluorescence-based sequencing methodologies. These methods have the detection, automation and instrumentation capability necessary for the analysis of large volumes of sequence data. Currently, the 377 DNA Sequencer (Perkin-Elmer Corp., Applied Biosystems Div., Foster City, CA) allows the most rapid electrophoresis and data collection. With these types of automated systems, fluorescent dye-labeled sequence reaction products are detected and data entered directly into the computer, producing a chromatogram that is

subsequently viewed, stored, and analyzed using the corresponding software programs. These methods are known to those of skill in the art and have been described and reviewed (Birren *et al.*, *Genome Analysis: Analyzing DNA*, 1, Cold Spring Harbor, New York (1999), the entirety of which is herein incorporated by reference).

5 PHRED is used to call the bases from the sequence trace files (<http://www.mbt.washington.edu>). Phred uses Fourier methods to examine the four base traces in the region surrounding each point in the data set in order to predict a series of evenly spaced predicted locations. That is, it determines where the peaks would be centered if there were no compressions, dropouts, or other factors shifting the peaks from  
10 their "true" locations. Next, PHRED examines each trace to find the centers of the actual, or observed peaks and the areas of these peaks relative to their neighbors. The peaks are detected independently along each of the four traces so many peaks overlap. A dynamic programming algorithm is used to match the observed peaks detected in the second step with the predicted peak locations found in the first step.

15 After the base calling is completed, contaminating sequences (E. coli, BAC vector sequences > 50 bases and sub-cloning vector are removed and constraints are made for the assembler. Contigs are assembled using CAP3 (Huang, *et al.*, *Genomics* 46: 37-45 (1997) the entirety of which is herein incorporated by reference).

A two-step re-assembly process is employed to reduce sequence redundancies  
20 caused by overlaps between BAC clones. In the first step, BAC clones are grouped into clusters based on overlaps between contig sequences from different BACs. These overlaps are identified by comparing each sequence in the dataset against every other sequences, by BLASTN. BACs containing overlaps greater than 5,000 base pairs in length and greater than 94% in sequence identity are put into the same cluster. Repetitive  
25 sequences are masked prior to this procedure to avoid false joining by repetitive elements present in the genome. In the second step, sequences from each BAC cluster are assembled by PHRAP.longread, which is able to handle very long sequences. A

minimum match is set at 100 bp and a minimum score is set at 600 as a threshold to join input contigs into longer contigs.

### Example 3

This example illustrates the identification of combigenes within the rice genomic contig library as assembled in Example 2. The genes and partial genes that are embedded in such contigs are identified through a series of informatic analyses. The tools to define genes fall into two categories: homology-based and predictive-based methods. Homology-based searches (*e.g.*, GAP2, BLASTX supplemented by NAP and TBLASTX) detect conserved sequences during comparisons of DNA sequences or hypothetically translated protein sequences to public and/or proprietary DNA and protein databases. Existence of an *Oryza sativa* gene is inferred if significant sequence similarity extends over the majority of the target gene. Since homology-based methods may overlook genes unique to *Oryza sativa*, for which homologous nucleic acid molecules have not yet been identified in databases, gene prediction programs are also used. Predictive methods employed in the definition of the *Oryza sativa* genes included the use of the GenScan gene predictive software program which is available from Stanford University (*e.g.* at the web site <http://gnomic.stanford.edu/GENSCANW.html>, and the Genemark.hmm for Eukaryotes program from Gene Probe, Inc (Atlanta, GA) <http://www.geneprobe.net/index.htm>. GenScan, in general terms, infers the presence and extent of a gene through a search for “gene-like” grammar. GeneMark.hmm searches a file containing DNA sequence data for genes. It employs a Hidden Markov Model algorithm with a species-specific inhomogeneous Markov model of gene-encoding regions of DNA.

The homology-based methods that are used to define the *Oryza sativa* gene set included GAP2, BLASTX supplemented by NAP and TBLASTX. For a description of BLASTX and TBLASTX *see* Coulson, *Trends in Biotechnology* 12:76-80 (1994) and Birren *et al.*, *Genome Analysis*, 1:543-559 (1997). GAP2 and NAP are part of the

Analysis and Annotation Tool (AAT) for Finding Genes in Genomic Sequences which was developed by Xiaoqiu Huang at Michigan Tech University and is available at the web site <http://genome.cs.mtu.edu/>. The AAT package includes two sets of programs, one set DPS/NAP (referred to as “NAP”) for comparing the query sequence with a protein database, and the other set DDS/GAP2 (referred to as “GAP2”) for comparing the query sequence with a cDNA database. Each set contains a fast database search program and a rigorous alignment program. The database search program identifies regions of the query sequence that are similar to a database sequence. Then the alignment program constructs an optimal alignment for each region and the database sequence. The alignment program also reports the coordinates of exons in the query sequence. See Huang, *et al.*, *Genomics* 46: 37-45 (1997). The GAP2 program computes an optimal global alignment of a genomic sequence and a cDNA sequence without penalizing terminal gaps. A long gap in the cDNA sequence is given a constant penalty. The DNA-DNA alignment by GAP2 adjusts penalties to accommodate introns. The GAP2 program makes use of splice site consensus in alignment computation. GAP2 delivers the alignment in linear space, so long sequences can be aligned. See Huang, *Computer Applications in the Biosciences* 10 227-235 (1994). The GAP2 program aligns the *Oryza sativa* contigs with a library of 42,260 *Oryza sativa* cDNAs.

The NAP program computes a global alignment of a DNA sequence and a protein sequence without penalizing terminal gaps. NAP handles frameshifts and long introns in the DNA sequence. The program delivers the alignment in linear space, so long sequences can be aligned. It makes use of splice site consensus in alignment computation. Both strands of the DNA sequence are compared with the protein sequence and one of the two alignments with the larger score is reported. See Huang, and Zhang, “*Computer Applications in the Biosciences* 12(6), 497-506 (1996).

NAP takes a nucleotide sequence, translates it in three forward reading frames and three reverse complement reading frames, and then compares the six translations against a protein sequence database (*e.g.* the non-redundant protein (*i.e.*, nr-aa database maintained

by the National Center for Biotechnology Information as part of GenBank and available at the web site: <http://www.ncbi.nlm.nih.gov>).

The first homology-based search for genes in the *Oryza sativa* contigs is effected using the GAP2 program and the *Oryza sativa* library of clustered *Oryza sativa* cDNA.

- 5 The *Oryza sativa* clusters are mapped onto an assembly of *Oryza sativa* contigs using the GAP2 program. GAP2 standards for selecting a DNA-DNA match are  $\geq 92\%$  sequence identity with the following parameters:

gap extension penalty = 1

match score = 2

- 10 gap open penalty = 6

gap length for constant penalty = 20

mismatch penalty = -2

minimum exon length = 21

minimum total length of all exons in a gene (in nucleotide) = 200

- 15 When a particular *Oryza sativa* cDNA aligns to more than one *Oryza sativa* contig, the alignment with the highest identity is selected and alignments with lower levels of identity are filtered out as surreptitious alignments. *Oryza sativa* cDNA sequences aligning to *Oryza sativa* contigs with exceptionally low complexity are filtered out when the basis for alignment included a high number of cDNAs with poly A tails
- 20 aligning to genomic regions with extended repeats of A or T.

- The second homology-based method used for gene discovery is BLASTX hits extended with the NAP software package. BLASTX is run with the *Oryza sativa* genomic contigs as queries against the GenBank non-redundant protein data library identified as "nr-aa". NAP is used to better align the amino acid sequences as compared
- 25 to the genomic sequence. NAP extends the match in regions where BLASTX has identified high-scoring-pairs (HSPs), predicts introns, and then links the exons into a single ORF prediction. Experience suggests that NAP tends to mis-predict the first exon. The NAP parameters are:

gap extension penalty = 1

gap open penalty = 15

gap length for constant penalty = 25

min exon length (in aa) = 7

5 minimum total length of all exons in a gene (in nucleotide) = 200

homology > 40%

The NAP alignment score and GenBank reference number for best match are reported for each contig for which there is a NAP hit.

10 In the final homology-based method, TBLASTX, is used with cDNA information from four plant sequencing projects: 27,037 sequences from *Triticum aestivum*, 136,074 sequences from *Glycine max*, 71,822 sequences from *Zea mays* and 68,517 sequences from *Arabidopsis thaliana*. Conservative standards for inclusion of TBLASTX hits into the gene set are utilized. These standards are a minimal E value of 1E-16, and a minimal match of 150 bp in *Oryza sativa* contig.

15 The GenScan program is “trained” with *Arabidopsis thaliana* characteristics. Though better than the “off-the-shelf” version, the GenScan trained to identify *Oryza sativa* genes proved more proficient at predicting exons than predicting full-length genes. Predicting full-length genes is compromised by point mutations in the unfinished contigs, as well as by the short length of the contigs relative to the typical length of a gene. Due to  
20 the errors found in the full-length gene predictions by GenScan, inclusion of GenScan-predicted genes is limited to those genes and exons whose probabilities are above a conservative probability threshold. The GenScan parameters are:

weighted mean GenScan P value > 0.4

mean GenScan T value > 0

25 mean GenScan Coding score > 50

length > 200 bp

minimum total length of all exons in a gene = 500

The weighted mean GenScan P value is a probability for correctly predicting ORFs or

partial ORFs and is defined as the  $(1/\sum l_i)(\sum l_i P_i)$ , where “l” is the length of a exon and “P” is the probability or correctness for the exon.

The GeneMark.hmm for Eukaryotes program uses the Hidden Markov model for species *Oryza Sativa*. Minimum total length of all exons in a gene is 500bp. Except for  
5 the model selection, there is no specific run-time parameter for GeneMark.hmm.

The gene predictions from these programs are stored in a database and then combigenes are derived from these predictions. A combigene is a cluster of putative genes which satisfy the following criteria:

- 1) All genes making up a single combigene are located on the same strand of a contig;
- 10 2) Maximum intron size of a valid gene is 4000bp;
- 3) Maximum distance between any two genes in the same combigene is 200bp, as measured by the bases between adjacent ending exons
- 4) If an individual gene is predicted by NAP it has at least 40% sequence identity to its hit
- 15 5) If an individual gene is predicted by GAP2 it has at least 92% sequence identity to its hit
- 6) If an individual gene is predicted by Genscan the weighted average of the probabilities calculated for all of its exons is not less than 0.4. The gene boundaries of a Genscan-predicted gene are determined while taking into account only exons.

20 Since TBLASTX-predicted genes are standless the combigene which is made up of such genes can be assigned a strand only if there is a gene in the cluster that was predicted by a strand-defining gene-predicting program.

**Table 1**

The data in Table 1 are ordered by contigs. The combination genes are grouped by DNA strand location and sorted by their start position. The putative genes that make up a separate combigene are sorted by their start position.

**\*Column Headings:**

**Seq num**

Provides the SEQ ID NO. for the listed sequences.

**Contig id**

Arbitrarily assigned name for each contig.

**CDS.**

The location of the exons found within the gene as determined by the gene-predicting program (Method).

**CG\_ID**

Arbitrarily assigned name for each combigene

**CG\_Start**

Indicates the start position of the combigene gene.

**CG\_End**

Indicates the end position of the combigene gene.

**Strand**

Indicates the strand location of the gene (+/-).

**Gene**

Indicates an arbitrarily assigned gene name based on the method used to predict the gene.

**Method**

Indicates the gene-predicting program used. These programs are GenScan, AAT/NAP, AAT/GAP, TBLASTX or Genemark.hmm.



### **Gene Start**

The start position of the putative gene making up a combigene as predicted by the particular gene-predicting program used.

### **Gene End**

The end position of the putative gene making up a combigene as predicted by the particular gene-predicting program used.

### **Hit Score**

The aat\_nap score (under Hit score in the rows where the method is AAT/NAP) is reported by the NAP program in the AAT package. It is an alignment score in which each match and mismatch is scored based on the BLOSUM62 scoring matrix. The aat\_gap score (under Hit score in the rows where the method is AAT/GAP) is the alignment score for each hit sequence, as reported by AAT/GAP. For TBLASTX the Bit score for BLAST match score that is generated by the sequence comparison of the genomic contig with the Monsanto cDNA sequence named under the GI column is listed. The E-value corresponding to a given bit score is  $E = mn2^{-S}$ . "m" and "n" are two proteins of length "m" and "n", "E" is the E value and S' is the bit score.

### **GI**

Each sequence in the GenBank public database is arbitrarily assigned a unique NCBI gi (National Center for Biotechnology Information GenBank Identifier) number. In this table, the NCBI gi number which is associated (in the same row) with a given contig or singleton refers to the particular GenBank sequence which is the best match for that sequence. If the genomic sequence aligns to a cDNA from Monsanto's SeqDB, the name of the cDNA sequence is named.

### **Description**

The Description column provides a description of the NCBI gi referenced in the "GI" column. In some cases, GI descriptions are included for cDNA sequences which align with the genomic sequences.

We claim:

1. A substantially purified nucleic acid molecule having a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof.

2. A substantially purified nucleic acid molecule, said nucleic acid molecule capable of specifically hybridizing to a second nucleic acid molecule having a nucleic acid sequence selected from the group consisting of SEQ ID NO: 1 through SEQ ID NO: 52202 or complements thereof.

3. The substantially purified nucleic acid molecule according to claim 2, wherein said nucleic acid molecule comprises a microsatellite sequence.

4. The substantially purified nucleic acid molecule according to claim 2, wherein said nucleic acid molecule comprises a region having a single nucleotide polymorphism.

5. A substantially purified nucleic acid molecule encoding a protein or fragment thereof, wherein said protein or fragment thereof is selected from the group consisting of a rice protein or fragment thereof from Table 1.

6. The substantially purified nucleic acid molecule according to claim 5, wherein said rice protein or fragment thereof is a homologue of a dicot plant protein or fragment thereof.

7. The substantially purified nucleic acid molecule according to claim 5, wherein said rice protein or fragment thereof is a homologue of a non-rice monocot plant protein or fragment thereof.

## Abstract

The present invention is in the field of plant biochemistry and genetics. More specifically the invention relates to nucleic acid molecules from plant cells, in particular, genomic DNA sequences from rice plants and nucleic acid molecules that contain markers, in particular, single nucleotide polymorphism (SNP) and repetitive element markers. In addition, the present invention provides nucleic acid molecules having regulatory elements or encoding proteins or fragments thereof. The invention also relates to proteins and fragments of proteins so encoded and antibodies capable of binding the proteins. The invention also relates to methods of using the nucleic acid molecules, markers, repetitive elements and fragments of repetitive elements, regulatory elements, proteins and fragments of proteins, and antibodies, for example for genome mapping, gene identification and analysis, plant breeding, preparation of constructs for use in plant gene expression, and transgenic plants.